



AGENDA

Ordinary Council meeting Monday, 6 November 2023

I hereby give notice that an Ordinary meeting of Council will be held on:

Date: Monday, 6 November 2023

Time: 9.30am

**Location: Bay of Plenty Regional Council Chambers
Regional House
1 Elizabeth Street
Tauranga**

Please note that this meeting will be livestreamed and the recording will be publicly available on Tauranga City Council's website: www.tauranga.govt.nz.

**Marty Grenfell
Chief Executive**

Terms of reference – Council

Membership

Chairperson	Commission Chair Anne Tolley
Members	Commissioner Shadrach Rolleston Commissioner Stephen Selwood Commissioner Bill Wasley
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	As required

Role

- To ensure the effective and efficient governance of the City.
- To enable leadership of the City including advocacy and facilitation on behalf of the community.

Scope

- Oversee the work of all committees and subcommittees.
- Exercise all non-delegable and non-delegated functions and powers of the Council.
- The powers Council is legally prohibited from delegating include:
 - Power to make a rate.
 - Power to make a bylaw.
 - Power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan.
 - Power to adopt a long-term plan, annual plan, or annual report
 - Power to appoint a chief executive.
 - Power to adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the long-term plan or developed for the purpose of the local governance statement.
 - All final decisions required to be made by resolution of the territorial authority/Council pursuant to relevant legislation (for example: the approval of the City Plan or City Plan changes as per section 34A Resource Management Act 1991).
- Council has chosen not to delegate the following:
 - Power to compulsorily acquire land under the Public Works Act 1981.
- Make those decisions which are required by legislation to be made by resolution of the local authority.
- Authorise all expenditure not delegated to officers, Committees or other subordinate decision-making bodies of Council.
- Make appointments of members to the CCO Boards of Directors/Trustees and representatives of Council to external organisations.
- Consider any matters referred from any of the Standing or Special Committees, Joint Committees, Chief Executive or General Managers.

Procedural matters

- Delegation of Council powers to Council's committees and other subordinate decision-making bodies.
- Adoption of Standing Orders.
- Receipt of Joint Committee minutes.
- Approval of Special Orders.
- Employment of Chief Executive.
- Other Delegations of Council's powers, duties and responsibilities.

Regulatory matters

Administration, monitoring and enforcement of all regulatory matters that have not otherwise been delegated or that are referred to Council for determination (by a committee, subordinate decision-making body, Chief Executive or relevant General Manager).

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1 OPENING KARAKIA

2 APOLOGIES

3 PUBLIC FORUM

3.1 Physicians and Scientists for Global Responsibility - Uncertainty about pending challenges to the lawfulness of Ministry of Health fluoride directives to Territorial Local Authorities- Jodie Bruning

3.2 Badminton Multisport Centre – Delwyn Cooper (GM - Bay of Plenty Badminton) Graeme Neilson (Bay of Plenty Badminton Chairperson) and Nick Chambers (Sport Bay of Plenty).

ATTACHMENTS

Nil

4 ACCEPTANCE OF LATE ITEMS

5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

6 CHANGE TO THE ORDER OF BUSINESS

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Extraordinary Council meeting held on 11 October 2023

File Number: A15258064

Author: Sarah Drummond, Governance Advisor

Authoriser: Sarah Drummond, Governance Advisor

RECOMMENDATIONS

That the Minutes of the Extraordinary Council meeting held on 11 October 2023 be confirmed as a true and correct record.

ATTACHMENTS

1. Minutes of the Extraordinary Council meeting held on 11 October 2023



MINUTES

**Extraordinary Council meeting
Wednesday, 11 October 2023**

Order of Business

Opening karakia	3
Appointment of chairperson for the meeting	3
1 Apologies	3
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3 Confidential Business to be Transferred into the Open	3
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5 Declaration of Conflicts of Interest	3
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7 Public Excluded Session	4
7.1 Tauriko West Enabling Works Procurement Decisions	4
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**MINUTES OF TAURANGA CITY COUNCIL
EXTRAORDINARY COUNCIL MEETING
HELD AT THE GROUND FLOOR MEETING ROOMS 1 & 1B,
306 CAMERON ROAD, TAURANGA
ON WEDNESDAY, 11 OCTOBER 2023 AT 11AM**

PRESENT: Commissioner Bill Wasley (Chairperson) Commission Chair Anne Tolley (online/virtual), Commissioner Shadrach Rolleston (online/virtual), Commissioner Stephen Selwood.

IN ATTENDANCE: Paul Davidson (Chief Financial Officer) (Acting Chief Executive)), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy, Growth & Governance), Andrew Mead (Manager: City Planning & Growth), Alistair Talbot (Team Leader: Structure Planning & Strategic Transport), Coral Hair (Manager: Democracy & Governance Services), Shaleen Narayan (Team Leader: Governance Services), Sarah Drummond (Governance Advisor), Anahera Dinsdale (Governance Advisor)

OPENING KARAKIA

Commissioner Shadrach Rolleston opened the meeting with a karakia.

Appointment of chairperson for the meeting

RESOLUTION CO18/23/1

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Stephen Selwood

That Commissioner Bill Wasley be appointed as Chairperson for the meeting.

CARRIED

1 APOLOGIES

Nil

2 ACCEPTANCE OF LATE ITEMS

Nil

3 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

4 CHANGE TO THE ORDER OF BUSINESS

Nil

5 DECLARATION OF CONFLICTS OF INTEREST

Nil

6 DISCUSSION OF LATE ITEMS

Nil

7 PUBLIC EXCLUDED SESSION

Resolution to exclude the public

RESOLUTION CO18/23/2

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Shadrach Rolleston

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
7.1 - Tauriko West Enabling Works Procurement Decisions	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)	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

CLOSING KARAKIA

Commissioner Shadrach Rolleston closed the meeting with a karakia.

The meeting closed at 11.37am.

The minutes of this meeting were confirmed at the Extraordinary meeting of the Tauranga City Council held on 6 November 2023.

.....
CHAIRPERSON

7.2 Minutes of the Council meeting held on 16 October 2023

File Number: A15258093

Author: Sarah Drummond, Governance Advisor

Authoriser: Sarah Drummond, Governance Advisor

RECOMMENDATIONS

That the Minutes of the Council meeting held on 16 October 2023 be confirmed as a true and correct record.

ATTACHMENTS

1. Minutes of the Council meeting held on 16 October 2023



MINUTES

**Ordinary Council meeting
Monday, 16 October 2023**

Order of Business

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4	Acceptance of late items	4
5	Confidential business to be transferred into the open	4
6	Change to the order of business	4
7	Confirmation of minutes	4
7.1	Minutes of the Council meeting held on 11 September 2023	4
7.2	Minutes of the Council meeting held on 25 September 2023	4
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9.1	Gia Nelson and father Ricky Nelson - Mount Manganui High School - Petition on Level Crossing Safety	5
10	Recommendations from other committees	6
11	Business	7
11.1	Adoption of draft Development Contributions Policy 2024/25	7
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11.3	Broader outcomes - social procurement targets	11
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11.6	Parking Management Plan Roll Out Adjustment	13
12	Discussion of late items	14
13	Public excluded session	15
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11	Business (continued)	16
11.7	Hearings on the Options to Fund the Civic Precinct - Te Manawataki o Te Papa	16
14	Closing karakia	20

**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, 16 OCTOBER 2023 AT 9.30AM**

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

IN ATTENDANCE: Marty Grenfell (Chief Executive), Paul Davidson (Chief Financial Officer), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy, Growth & Governance), Alastair McNeill (General Manager: Corporate Services), Gareth Wallis (General Manager: City Development & Partnerships), Ben Corbett (Team Leader: Growth Funding), Ana Blackwood (Senior Advisor, Growth Funding), Anne Blakeway (Manager: City Partnerships), Melanie Rose (Procurement Contracts Advisor), Carlo Ellis (Manager: Strategic Māori Engagement), Angela Murray (Team Leader: Procurement), Brendon Bisley (Director of Transport), Will Hyde, (Senior Transportation Engineer), Reece Wilkinson (Parking Strategy Manager), Mark Ross (Senior Programme Manager: Civic Redevelopment Projects), Malcolm Gibb (Contractor – Rating Review), Coral Hair (Manager: Democracy & Governance Services), Shaleen Narayan (Team Leader: Governance Services), Janie Storey (Governance Advisor), Wikus Van Preen (AV Support Specialist)

1 OPENING KARAKIA

Commissioner Shadrack Rolleston opened the meeting with a karakia.

PRESENTATION - KIM FRASER – 25 YEARS OF SERVICE

Commissioner Tolley acknowledged Kim Fraser who joined the Council on 15 October 1998 and gave Council's sincere thanks to her for her contribution to the city's water operations over that time. Her work had been greatly valued by her colleagues who note that she does an excellent job, takes on additional responsibilities, was passionate about the management of water assets and had been instrumental in influencing positive change for the benefit of the city.

Her staying power was clear with her first task being loading 15 years of paper-based records into the first digital asset management system, and was key to the disappearance of mountains of paperwork and to also create an effective operating system. Kim also helped with the introduction of 39,000 water meters, by first having to update the rating database and input all of the data for these assets. Kim's answer to how do you eat an elephant – one bite at a time.

Over the years Kim had contributed in many key aspects and had led a team of subject matter experts working across Parks and Reserves and Three Waters Assets, ensuring that the systems and processes were fit for purpose. She recently led a team of 20 to implement the three waters collaboration project migrating all of the assets to the new Watercare and ensuring the systems were in place for the commencement of the new Waters contract.

Her encyclopaedic knowledge of Council's assets and management saw Kim seconded into the water services reform project as an asset data specialist. Council would await with interest any announcements on the future of the reforms following the weekend election.

Commissioner Tolley thanked Kim for the 25 years of dedication to making Council's three waters services one of the country's most effective providers, congratulated her on her long service achievement milestone and presented Kim with a bouquet of flowers.

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

7.1 Minutes of the Council meeting held on 11 September 2023

RESOLUTION CO19/23/1

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the minutes of the Council meeting held on 11 September 2023 be confirmed as a true and correct record.

CARRIED

7.2 Minutes of the Council meeting held on 25 September 2023

RESOLUTION CO19/23/2

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the minutes of the Council meeting held on 25 September 2023 be confirmed as a true and correct record.

CARRIED

8 DECLARATION OF CONFLICTS OF INTEREST

Nil

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

9.1 Gia Nelson and father Ricky Nelson - Mount Manganui High School - Petition on Level Crossing Safety

A video was played showing how busy the area was when a train was passing through Hewlett's Road. The video presentation was available on request.

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 committee meeting.

Key points

- Mr Nelson noted that he was a representative of the tangata whenua forum of the SmartGrowth Leadership Group which the petition had been presented to a month ago. This had resulted in an invitation from Commissioner Rolleston to also present it to Council to gain their support. Mr Nelson noted that the petition had been fully endorsed by the tangata whenua forum.
- A video was played with pedestrians, traffic and a train crossing the area noting the danger this posed to pedestrians.
- Gia Nelson introduced herself and said that she had taken the initiative on behalf of Mount Maunganui College students to create a petition to seek the creation of pedestrian crossing barriers at the rail line.
- After the recent death of one of their whanau the students say enough was enough and it was time for them to make a stand, as school kids have the right to be safe going to and from school and not be at risk when there were reasonable and affordable safety measures available.
- People had raised these concern for years with Tauranga City Council and the New Zealand Transport Authority and believe they had been ignored when these safety measures were supposed to be implemented.
- The petitioners call on Council, KiwiRail and Waka Kotahi to implement the following safety measures immediately:
 - Pedestrian barrier arms at the level signal like the crossings at Matapihi Road, Bay Fair, Hewletts Road and Hull Road.
 - An independent safety risk assessment for cyclists and pedestrians around school zones in the Mount Maunganui, State Highway 2 Bay Fair to Hull Road and Hewletts Road.
 - The establishment of a student forum with Tauranga City Council as there needed to be a place where students could voice their concerns and be heard.
- The reasons for constructing safety measures around these roads were simple:
 - Hewletts Road was obvious and with the recent loss of a young life when school had finished shows that it may happen again as there were three schools, Mount Intermediate, Mount College and Omanu Primary School in the vicinity.
 - Hull Road sat next to the Mount Maunganui Sports Centre and new skate centre where kids played a number of sports. This was a hazard as there were sometimes no carparks at the fields or courts and parents had to park near the railway track, making it unsafe for kids to be around.
 - Matapihi Road had little measures like railings, but that does not mean that it was safe.
 - Gia noted that when she attended Arataki Primary School the safety zone for tsunami was at the Omanu Golf Club which meant that the students needed to cross the railway line to get to safety.
 - Safety measures such as barriers and lights would save lives.
- The Petition was being presented to Council to endorse and listen to the voice of Rangatahi which had so far been ignored. They hoped that the Council could add extra weight to the petition, seeking to get these safety measures put in place.
- Gia then presented the Petition entitled "Safe Railway Crossings for Pedestrians and Cyclists" with 608 signatures to Council.

- Mr Nelson advised that the students at Mount Maunganui College were taking the initiative to say that while there had been a number of opportunities to present submissions on a number of issues over time in the area, they now had a mechanism whereby students were presenting their voice. Principal Alistair Sinton was unable to attend the meeting but was listening online.
- While they were fully aware that engagement at the higher level was taking place and things were moving behind the scenes, this was a great opportunity for students to put something forward as an important voice of their community.

In response to questions

- In relation to a query as to whether conversations had been held with the Matapihi community due to the increased use of cycleways in that area, Gia noted that she had not talked to that community, all of the work to date had been done through the school with very serious conversations being held about it.
- Mr Nelson noted that the underpass was taken away in 2016 which was a safe connected multi modal pathway for the communities to be connected. The children were fully involved at the time as students of Arataki as well as Intermediate during the promotion of this. They were fully aware and respect the mana of the hapū at Matapihi and their concerns at having those pathways through their rohe, but just across the railway there were also connecting pathways to other areas and shopping centres that families need to access.
- The students had identified within their school zone there were three high risk level crossings and as the video showed crossing a main road and looking for cars there was a lot of noise and distraction and looking down to negotiate the way. The perception for adults was they would come up with their own assumptions, but if the measures were in place, it would no doubt save lives.
- Gia, in response to a question, noted that she had not been to the Priority One Young Leaders Forum to talk about the crossing.

Discussion points raised

- Commissioner Tolley noted that there was a lot happening in the background and staff had recently taken the KiwiRail Board Members to look at the site where the tragedy occurred.
- The points raised were excellent and Council would advocate on behalf of the voice of students. Commissioners noted their appreciation to Gia for putting together the petition, attending the meeting and bringing the issue to their notice.
- Commissioner Rolleston noted that staff would work on the points raised and report back to Gia. There was a lot of work being done around Hull Road and the skatepark and the carparking for the fields and courts with new carparks and better access across the road.
- Council had introduced measures and would continue to do all they could to keep people safe, but people would sometimes make their own judgements about whether to stop or not.
- Commissioners thanked Gia for starting a good conversation.
- Discussions had started with Waka Kotahi and KiwiRail and Council was pushing to have early and immediate work done while the longer term processes were being planned and put in budgets.
- The suggestion of a student representational group was good as there was usually no voice for the pedestrian when looking at multi-modal transport options. It would be helpful to get input from youth, especially with the redesign of the Hewletts, Hull and Totara Street areas.

Attachments

- 1 Gia Nelson Petition

10 RECOMMENDATIONS FROM OTHER COMMITTEES

Nil

11 BUSINESS

11.1 Adoption of draft Development Contributions Policy 2024/25

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Ben Corbett, Team Leader: Growth Funding
Ana Blackwood – Senior Advisor: Growth Funding

Key points

- The draft Development Contributions Policy (the Policy) had been adapted as a result of previous reports and conversations. It would be consulted alongside the Long Term Plan 2024-34.
- Staff aligned the policy every year with either the Annual Plan or Long Term Plan on projects to be delivered, including cost estimates and delivery timelines that may have changed, and reflected the underlying assumptions on the decisions that came through. The Policy was a draft as it would reflect the decisions that come from the Long Term Plan, when adopted.
- Three additional substantive changes had been identified.
- Firstly, a new local development contributions charge was proposed for the Te Papa peninsula for both residential and non-residential development. These charges would fund the growth-related portion of a collection of transport and community infrastructure projects to be delivered in the Te Papa peninsula and the share of the costs allocated recognised that these projects would enable and benefit development growth in this area.
- There was a need to refine the Te Papa catchment's relationship with the Transport System Plan (TSP) Infrastructure Funding and Financing levy (IFF). There was a risk that the development contribution charge would displace IFF funding and have negative impacts on the financial efficiency of that funding tool, however there was work being undertaken to ensure the risks were being minimised to the extent possible. The Te Papa catchment would continue to sit inside the Tauranga Infill local development contribution catchment. The proposed Te Papa local development contributions charge would result in an additional \$4,000 per lot.
- Secondly, there was a large residential category change being introduced. After researching other local authorities and talking to large developers, it was evidenced that 4+ bedroom properties had a markedly different demand profile to the 3 bedroom or less properties. While the overall levies remained the same it would lower the cost for 1-3 bedroom properties.
- Thirdly, staff had looked closely at the demand and benefit factors for aged care facilities and the collection of charges were proposed to reduce charges for activities such as reserves, community centres and the like as these aged care facilities were not generating a large amount of demand or receiving large amounts of benefit from those community facilities.
- Next steps included taking the proposals to the community including in the Panui and Toolbox email monthly newsletters. Some general information had been sent out a month ago through those mediums signalling the general substance of the proposal and pending price rises for some catchments without providing any particular details.
- Information had also been shared through the Developers Sector Forum with larger land and building developers and information would now be provided through all links with more detail and a link provided to the consultation portal which would commence on 15 November 2023.

In response to questions

- In relation to the concern of the cost increases with the likes of Waiāri and Cambridge Road and the original estimates being so far out that Council now that had to play catchup had undermined the confidence of development contributions being charged. It was noted that new systems and processes for project estimation had been introduced over the past few years which should increase confidence that the figures would be closer to the expected cost by the time the work was closer to being done.

- Civil construction was very risky with a lot of unknowns and while in the past staff had carried out risk assessments of the known risks, they were now building in contingencies for the items/risks that were unknown and general cost increases which had seen increases of 30-50% since 2020.
- In the past there had never been an overcharge of development contributions. There was a shortfall of development contribution funding of \$50M that had been transferred to rate funding.
- In relation to the under collection, as the projects were funded over a 30-40 year period, the other collections were likely to be quite low as they would be delivered early in that funding period. Council had deliberately started collecting for Waiāri towards the construction date which minimised the risk of cost fluctuations. Staff had to be cautious or would end up refunding contributions which was more of a challenge.
- In response to a query that a higher level of project planning and scrutiny of the estimates was carried out before they got put into the development contributions framework, it was noted that the financial information was included in the Long Term Plan. For a project the uncertainty would be greater than when it was funnelled into implementation which would have a final design and then received tender pricing. Staff did as much work as they could to get the cost estimate right, but there were still unknowns that needed to be taken into consideration. There was a different level of governance and oversight in and around the decision making for the suite of projects such as transport and three waters, and they were relying on a greater level of external expertise to understand risks and contingencies. The new process would help with this also.
- In noting concern that it was hard for developers and builders to change when the price goes up, Commissioners noted that there was a need to ensure Council was pitching at the right level.
- In response to a query as to whether there were other assessments required to avoid significant increases within the suite of development contributions, it was noted that the whole Long Term Plan process included capital projects assurance that looked at quality of costings. Projects further out had a greater level of uncertainty which had a greater level of contingency reflecting where they were in the development phase, based on history over time, and as these projects progressed, the level of contingency was replaced by updated costings and methodology to get to the numbers.
- Growth Funding staff were applying more rigour at the early stages going through the projects further out and ensuring staff were reviewing them, that the scope had not changed and that they were up to date with the costs to avoid under assessment.
- In answer to a question as to the response to the policy from the house builders, it was noted that to date this sector had been incredibly quiet. Staff had talked through the proposal in detail outlining the reasoning, methodology used and advising of a possible 20% or higher increase in the levies. The report would be sent out to all groups after this meeting, which may prompt some further discussion and would be provided to Commissioners for visibility. There were some consistent submitters and staff had responded to those, however it was hard with general house builders as they did not realise until they actually saw the numbers and they would probably not provide feedback. The building and planning teams provided monthly newsletters to a variety of businesses and groups and the decisions from this meeting would be included in the next edition.
- The table in paragraph 22 was clarified. The draft charges in the right-hand column have been revised from the charges presented in the report to Council on 4 September 2023. The base charge was on capital expenditure where staff considered how much it would cost, add further costs for debt holding and time to collect all of the contributions to completion and adding inflation when it was not immediately being delivered. Legislatively Council was required to separate out the capital expenditure from the finance costs.
- Paragraph 23 (a) was incorrect and should relate to the transport charges being decreased not increased and the reserves charges being increased not decreased and it was requested that the report be changed and clarified to reflect the correct amount to be charged.
- In relation to the low population estimates, it was noted that the 2013 census data was used and would be updated when the new census data was available next year. While numbers

were lower, the proportions still held with data on the occupancy and were also used elsewhere in the Long Term Plan.

- In relation to the age care facilities being applied across the board as many had independent villas as well as care homes and hospital facilities, it was noted that these were separated out in the levies.
- The Te Papa peninsula had two different catchments, one being the already existing Tauranga Infill catchment which collected development contributions for the southern pipeline (wastewater infrastructure) at \$4,000 per property for residential development. This supported the city centre, Te Papa, Bethlehem and a large collection of the western catchment. The Te Papa peninsula had not been removed from the Tauranga Infill catchment and had run the two catchments alongside each other. This was related to the uncertainty around the water reform and in time could be reconciled to one catchment to make it simpler to understand. The Te Papa catchment collected the levy for other infrastructure such as roading and reserves caused by growth. The total development contributions charge for all services for Te Papa totalled approximately \$12,000 per property.

Discussion points raised

- Commissioners felt reassured that processes were in place and projects were not being underestimated so they got onto the list of works. With the long term plan process and capital investment Council could not afford any under investment and had to cover risk and contingencies.
- An early knowledge and a no surprises environment were important and staff were encouraged to notify the interested parties of these increases as early as possible.
- Vital Updates indicated that 37% of the housing stock in Tauranga was 4 bedroom or more and of that 54% had four people or more occupying those dwellings. It was suggested that with the cost of living and overcrowding in housing, there may be more people living in these dwellings over time, which indicated that the 4+ bedroom charge made sense and would relieve pressure on the 1, 2 and 3-bedroom properties.

RESOLUTION CO19/23/3

Moved: Commissioner Stephen Selwood

Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the report "Adoption of Draft Development Contributions Policy 2024/25".
- (b) Agrees to incorporate the proposed updates to local and citywide development contributions in the draft Development Contributions Policy 2024/25.
- (c) Agrees to incorporate a 4+ bedroom charge for citywide development contributions in the draft Development Contributions Policy 2024/25.
- (d) Agrees to incorporate a lower citywide development contribution for transport, community facilities and reserves infrastructure for retirement village and aged care facilities developments in the draft Development Contributions Policy 2024/25.
- (e) Adopts the draft Statement of Proposal and Development Contributions Policy 2024/25 for the purposes of public consultation.
- (f) Delegates authority to the General Manager: Strategy, Growth & Governance to make minor amendments to the draft Development Contributions Policy 2024/25 to correct errors in wording or financial information.

CARRIED

11.2 City Centre Development Incentive Fund Update 2022/2023

Staff Gareth Wallis, General Manager: City Development & Partnerships
Anne Blakeway., Manager: City Partnerships

In response to questions

- In response to a query as to a potential loss of focus on accommodation within the city centre it was noted that staff would look to stimulate opportunities to attract residential or student accommodation into the civic centre.
- There were three specific sites that were of interest at present, but the cost of providing accommodation did not make it viable at present. One of these had a government agency considering it as a possibility and staff were trying to stimulate interest with developers for the other two to convert the opportunity for some form of accommodation and asking what the Council could do to assist to make it a viable option.
- Commissioner Tolley noted that there was also support through the Housing Equity Fund that may help make the difference in the market and considered that accommodation was critical for the CBD. Staff would increase the focus and report back early in the new year.
- In terms of interest in the support for the licence to occupy relief, it was noted that all the city centre businesses had a reduction of 80% to 30 June 2024 and discussions would be held in the new year on whether to continue to provide that discount.
- Staff would attend the upcoming Priority One and the Downtown Tauranga annual general meetings and let businesses own the decisions on prioritisation rather than the Council.
- One request through the engagement session had been for a retail strategy, and while it was not Council's role to provide it, the fund could be used to fund Downtown Tauranga to engage an expert, so there was a strategic view for the CBD.
- In noting that construction was about to start on Te Manawataki o Te Papa and other developments such as the courthouse there was a captive audience of up to 200 construction and professional service workers. Staff had been looking at what resilience and support looked like and were challenging businesses to adapt to new opportunities, such as additional workers, rather than focus on negatives such as carparking. Council funded the Chamber of Commerce to mentor businesses and they could be directed to focus on taking advantage of the opportunities. Mention would also be made at the upcoming annual general meetings to look at increasing the uptake of businesses using mentors.

Discussion points raised

- Commissioners acknowledged the work of the team for the engagement opportunities and direct connection with over 2,000 people providing messaging to understand what was occurring. There had also been good feedback received regarding those opportunities.
- Looking into the next \$300,000 future investment, a query was raised as to what the priority was coming from the business community, getting them to look at driving the agenda and make prioritisation decisions as if this was their own budgets. The Arts sector had done well to date and Commissioners wanted to see a prioritised investment programme from the business sector to get their buy in and support. Commissioners acknowledged the work being done by staff and the trust that was being instilled in the community with the constant communication.

RESOLUTION CO19/23/4

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "City Centre Development Incentive Fund Update 2022/2023".

CARRIED

11.3 Broader outcomes - social procurement targets

Staff Alastair McNeil, General Manager: Corporate Services
Melanie Rose, Procurement Contracts Advisor
Carlo Ellis, Manager: Strategic Māori Engagement
Angela Murray, Team Leader: Procurement

Key points

- The broader outcomes were designed to stimulating the local economy and local community including buying from Māori and Pacifica businesses.
- Giving shot of adrenaline to Council's procurement policy and boosting the intent on delivery and aligning it with the Sustainability Plan.
- Developing Council's role in creating opportunities for local business, to ensure that when procuring goods and services it was also maximising opportunities for the community. When dealing with large suppliers Council needed to know how they would deal with their waste to minimise the impact on the community. Diversifying the supplier base provided more opportunities for Māori and Pacifica businesses and other small and medium size businesses.
- Social enterprises included increasing engagement with them as they did not tend to play a big role in the capital works projects but could play a better role in the engagement and sustainability spaces.
- Staff were conscious of the big capital works programme for Council and saw a gap in the supplier base of Māori and Pacifica businesses. Staff had been assisting with developing their connections and capability capacity within the programme and had spoken of the benefits of bringing longevity in the area and offering employment to people who would be here in the long term.
- Staff had been working on a range of different barriers to the participation of Māori and Pacifica businesses that had made it difficult for them to participate in procurement processes.
- This was an opportunity for Council to grow and align towards central government targets by including these businesses and adding them to the supplier base and to also assist Council to achieve its 5% target as current engagement rate was low.

Discussion points raised

- With a \$450M in capital programmes of a variety of projects with environmental, social, and economic initiatives, partnering with Māori and Pacifica would also deliver some of their outcomes. Putting this in place now would start to build those connections and Council's local capability without having to import staff, services and goods from outside the city.

RESOLUTION CO19/23/5

Moved: Commission Chair Anne Tolley

Seconded: Commissioner Bill Wasley

That the Council:

- (a) Receives the report "Broader outcomes - social procurement targets".
- (b) Supports a target of at least 5% of the value of all influenceable spend to be awarded to Māori and Pasifika businesses and supports work to significantly increase engagement and support of social enterprises.
- (c) Approves mandating the inclusion of broader outcomes in all tenders going out to market. This can be either incorporating as a mandatory requirement in lowest price conforming tenders or as a compulsory attribute to be included in weighted attributes processes (minimum 10% weighting).

CARRIED

11.4 Traffic & Parking Bylaw Amendment No.47

Staff Nic Johansson, General Manager: Infrastructure Services
Brendon Bisley, Director of Transport

Key points

- Requesting changes to the bylaw because of parking technology now that cameras were installed on vehicles to enable licence plate recognition. The old system for handling physical residents' parking was no longer needed. Staff were able to be far more adaptive in the future as more CBD parking was made available.

In response to questions

- Residents that were able to park in restricted areas would have their number plate loaded into the system so tickets would not be issued to those vehicles in that area.
- The annual charge for car parking was \$180 which was the cost to provide the permit for residential properties that did not have onsite carparking. Council would be separately looking at whether any subsequent owners would have a right to the parking space so they would know when buying the property there was no on street parking provision.
- It was noted that there were several businesses located in homes on 3rd and 4th Avenue who were asking about the provision of car parking for staff. Commissioners agreed that there was a need to ensure that the focus was on residential parking and not for any businesses that may be run from a property.

Discussion points raised

- Commissioners agreed that they would need to consider this carefully with the rules no longer requiring car parking to be provided on site as the cost of providing carparking was expensive.
- Consideration would also need to be given to a policy of charging for revenue rather than just covering costs and as a measure to incentivise developers to supply parking, otherwise the community and businesses would end up carrying the cost.
- Legislative change may be required as the charge for the cost was limited to implementation. Commissioners agreed that Council should be able to charge the actual cost, not a fee that was set by central government.

RESOLUTION CO19/23/6

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Traffic & Parking Bylaw Amendment No.47".
- (b) Adopts the proposed amendments to the Traffic and Parking Bylaw (2012) Attachments as per Appendix A relating to minor changes for general safety, operational or amenity purposes, to become effective on or after 17 October 2023 subject to appropriate signs and road markings being implemented.
- (c) Adopts the proposed amendments to the Traffic and Parking Bylaw (2012) and its Attachments as per Appendix B, relating to updating the existing provisions for Residents' Parking and identifying areas for Residents' Parking to be applied, to become effective on or after 17th October 2023 subject to executive approval.

CARRIED

11.5 Spring St Carpark Strengthening - Unbudgeted Expenditure

Staff Nic Johansson, General Manager: Infrastructure Services
Mark Ross, Senior Programme Manager: Civic Redevelopment Projects

Key points

- While the project had undergone a robust estimate and design process, and had been built as detailed, some of the services and reinforcing steel were not in the design locations expected and as a result of this the cost to repair had increased and further funding was required.
- It was noted that Naylor Love had taken out the Supreme Award “For the development of a New Zealand design or technology which eliminates or manages a risk to safety or health at work” at the recent New Zealand Health and Safety Awards for designing and building a mechanical drilling rig to drill a significant number of holes throughout the Spring Street carpark strengthening.
- Dave Brunsdon was working alongside the team providing support.
- Increases in costs included design changes, additional electrical work, additional consultancy fees and a five-month extension of the time of the contract with Naylor Love.

In response to questions

- In response to a query as to whether good records and changes to plans at the time a building was constructed, it was noted that the electrical cabling was usually done by conduit, but in this case some of lighting circuits were within the concrete slabs. The building was built 35 years ago, and the level of documentation on the steel structures was very detailed and reflected what was there, however when concrete was placed, some things moved 5-10 mm and this proved to be in critical areas.
- The documentation required for a consent now was more detailed and there were better details and records kept with structural changes being captured. There was a risk with electrical components which were not monitored the same way as other factors of a building.
- The building was now complete and open for use.

Discussion points raised

- Commissioner Tolley noted that the Commissioners had been onsite and had seen the difficulties and design work around the steel structure. She complimented staff for the work done and Naylor Love for providing the drilling rig to drive 8,000 bolts into the building.
- Mark Ross and the team were acknowledged for the work and giving confidence on the safety of the structure by bringing the building up to a standard of 67% of New Building Standard.

RESOLUTION CO19/23/7

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Spring St Carpark Strengthening - Unbudgeted Expenditure".
- (b) Approves an additional capital budget of \$1,065,688 for the completion of the Spring St Carpark seismic strengthening works.
- (c) Approves an increase to Council's 2023/24 borrowing limit by \$1,065,688 to fund the overspend.

CARRIED

1.6 Parking Management Plan Roll Out Adjustment.

Staff Nic Johansson, General Manager: Infrastructure Services

Brendon Bisley, Director of Transport
Reece Wilkinson, Parking Strategy Manager

Key points

- The parking strategy needed to be adapted to what was currently occurring in the CBD and to acknowledge that.
- The adjustment recognised that businesses were struggling and the impact on rolling out further paid car parking would have on these businesses.
- With the proposed delay in implementing the roll out it would allow the 100 carparks in Devonport Road to come on stream and to get the residents' permits system implemented.

In response to questions

- There was still some pavement work to be carried out on the carparks in Willow Street, but this could be done overnight and could still be used during the day.
- Additional parking would be finished by the end of February 2024 and the Cameron Road works around the city centre also completed and the proposal offered respite for all of that.

Discussion points raised

- Commissioners asked that information be provided on the use of the carparks in the inner city to ensure that people were using those as they were part of the behaviour change with the narrative changing from "there is no parking in town" to "there is no free parking in town" that needed to take place.
- The centre city businesses needed a good summer, and the proposal was an acknowledgement of all the work that was being undertaken around the city and showed that Council was listening to the business sector.
- Acknowledgement for the work of the team in the CBD and the proposition to delay the implementation to February 2024 and finishing current initiatives before implementing it.
- Acknowledgement to the Bay of Plenty Regional Council for the removal of the buses from Willow Street, and staff for the reinstatement of the parking.
- Information was requested on the regular use of carparks, the occupancy over time within the catchment on average per month including data on occupancy in the late afternoon and evening. It was noted that this information would be provided in the Commissioners Catchup on a monthly basis and on a quarterly basis in the Executive Report to Council.

RESOLUTION CO19/23/8

Moved: Commissioner Bill Wasley

Seconded: Commissioner Stephen Selwood

That the Council:

- (a) Receives the report "Parking Management Plan Roll Out Adjustment".
- (b) Approves the following changes to the Parking Management Plan, to modify the implementation of paid parking expansion as follows:
 - (i) Putting the expansion of paid parking scheduled for 1 November 2023 on hold until 26 February 2024.

CARRIED

Item - 11.7 Hearings on the Options to Fund the Civic Precinct - Te Manawataki o Te Papa - has been moved to another part of the document.

12 DISCUSSION OF LATE ITEMS

Nil

13 PUBLIC EXCLUDED SESSION

RESOLUTION TO EXCLUDE THE PUBLIC RESOLUTION CO19/23/9

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
13.1 - Public Excluded Minutes of the Council meeting held on 11 September 2023	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)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	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 - Public Excluded Minutes of the Council meeting held on 25 September 2023	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)(i) - The withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	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 to Open Competition - Subdivisional Hard Fitout	s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities 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) s7(2)(j) - The withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage	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
13.4 - Cameron Road Stage 2 Progression of Procurement	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 s7(2)(h) - The withholding of the information is	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

	necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	section 7
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CARRIED

At 12.10pm the meeting adjourned.

At 12.32pm the meeting reconvened.

11 BUSINESS (continued)

11.7 Hearings on the Options to Fund the Civic Precinct - Te Manawataki o Te Papa

Staff Paul Davidson, Chief Financial Officer
Malcolm Gibb, Contractor – Rating Review

The following members of the public spoke to their submission to the Options to Fund the Civic Precinct - Te Manawataki o Te Papa.

A copy of all presentations and documents tabled could be viewed on Tauranga City Council's (TCC) website.

(1) Sub No. 34 – Greg Brownless

Key points

- The main object of the Infrastructure Funding and Financing Act (IFF) seemed to be to support infrastructure, enabling housing and urban development and funding of certain community projects, which this could be seen as one of those.
- Method of funding the CBD projects comes down to whether you want to state clearly as to who would pay – the ratepayer via rates or the ratepayer by a separate payment to the IFF.
- A financially prudent household or business would not want to pretend it had less debt by financing deals from separate sources to make themselves believe they were financially sustainable or to shuffle around payments that would eventually catch up with them also or they could go into more debt than was on the balance sheet and spend more.
- Looking at project maps, they showed an investment including the government investment of the Courthouse and already seen a proposal to remit the development impact fees for those developments also. The submitter felt that if that did go ahead, and hopes it doesn't, the group that would have to fund the difference were the ratepayers, who had copped enough over the past few years with rates up 53% on average and debt up 73%.
- The Commissioners have had to go to government saying that the growth here was impossible without government investment, just like the Council had to do in the past when the government were dithering and delaying the roading and the like.
- The IFF has another principle that was of openness and transparency. Many of the submitters did not comprehend that it was them who would still be doing the paying. They do not want to pay for the CBD for whatever reason and had selected the IFF so it was not on their rates, without realising that they would still have to pay a separate levy. Mr Brownless considered this to be smoke and mirrors.
- A further consideration was the interest rate which looked to him that the IFF rate would be greater than one the Council could borrow at.

- The IFF gave more headroom on the balance sheet to increase debt and allow Council to spend or borrow more at a time when most groups were not doing that.
- Mr Brownless concluded by noting that you did not have to be financial genius to know that the IFF deal was less obvious to ratepayers than showing it as a rates increase and more expensive. He asked the Council to call it for what it was as it mattered not what something was called but what it was – It was not so much a rose by any other name but a rate by any other name.

In response to questions

- In response as to whether the points raised related just to Te Manawataki o Te Papa or the use of the IFF generally, Mr Brownless noted it was the use generally and while it could be used to get Council out of a bind, they needed to be careful what it was used for. He considered that this project did not justify the use of the IFF and wanted everyone to see clearly what they were paying for and doing this through a rate.

Discussion points raised

- Commissioner Tolley noted that the IFF had already been used for transport and that her understanding was that the incoming government was keen to see it used more widely.

(2) Sub No. 47 – Chudleigh Haggett

Key points

- The submitter noted that he was disturbed about what's happening in Tauranga over the last few years as people could not afford the grandiose plans.
 - For Council to hold a meeting whether to fund the project this or that way was like asking someone whether they preferred to be shot or hung without asking them if they wanted to die. Mr Haggett said that he felt this was the situation that the ratepayers were in.
 - The CBD was collapsing before our eyes and none of the fancy, touchy feely projects had done anything except spend ratepayers' money. This was just a disaster as no one had asked for cycle lanes, bus lanes and the extra costs incurred on Cameron Road and was this was just another project ratepayers could ill afford and would bring Tauranga City closer to bankruptcy.
 - No matter how good or bad the plan was, the decision should be made by the ratepayers who would pay for it and not be a decision of Commissioners and Council staff with no vested interest apart from their jobs.
 - Economy of any place depended on its people as they buy and sell, manufacture, import and export, rent and provide services for whatever they do, and the money goes round and that was your economy.
 - This could not be said for councils as the tasks they did were not needed by the ratepayers.
 - Mr Haggett considered that if you look at councils seriously they were leeches on the rest of the economy, taking all the money out of the economy and did not produce or give anything back for it. Ratepayers were not getting any benefit from it. Even if money goes back to the shops, rentals or homes, it came from there in the first place and was just going back. The submitter noted that he was really confused about how a statutory body could do this.
 - Mr Haggett said that as Commissioners your fundamental job was to make sure there was water at his doorstep, his rubbish got taken away, the facilities owned by ratepayers were looked after and cared for and the roads and infrastructure was capable of doing its job. Mr Haggett considered that none of these seemed to be the prime objective of the Commissioners or staff who seem to go on and on with bigger and bigger projects which required them to employ more people for things that could not be afforded by ratepayers.
-
- While Council staff may be doing due diligence, when they look at the affordability of projects, they look at the government average incomes of \$60-70,000 but forget to look at

that average with top 5% of earners removed, when the average then drops to less than \$30,000 which was barely enough to get by on in today's world. The 40% of people on a fixed income would have to move and with them would go most of the city and experience.

- It's a project too far and Council should consider get a group of ratepayers together to discuss it further and they decide what was currently affordable and separate a need from a want.

(3) Sub No. 170 – Julie Andrews

Key points

- The submitter supported rates funding over the IFF funding.
- Either way the ratepayer would pay, but the main consideration was that the IFF was more expensive, it provided private finance and the interest would be higher.
- In terms of the argument that it was fairer to charge a levy because it was more transparent and spread over a longer period, Ms Andrews did not understand why this could not be done using the rating mechanism and could be shown as a separate line item and Council could have the discretion to determine what the repayment curve looked like.
- In relation to a question from a recent public meeting as to whether a ratepayer's property could be sold for non-payment of the levy the same way as non-paying of the rates, Ms Andrews wanted confirmation that it would be the same and use the debt recovery process and ultimately a mortgagee sale for the levy.
- Staff noted that while the Council had never used this it would be similar to the powers under the Rating Act, but in this case under legislation the debt sat with the Crown Infrastructure partner.

(4) Sub No. 254 – Glen Crowther, Sustainable Bay of Plenty Charitable Trust

Key points

- Mr Crowther noted that he had submitted to Council three different times and had noted how good the consultation had been with those projects. However this one was a problem as the Sustainable Bay of Plenty Charitable Trust (the Trust) did not see this as a very informative process.
- Right back to initial Long Term Plan discussions around the civic centre people had been confused what the ratepayers would and would not be paying for. The impression given by staff to the Trust that the initial consultation gave detail around one option and not a lot around another option was misleading, as it gave the indication that ratepayers would have to pay a significant percentage for the smaller scale civic centre development rather than the larger scale. The only reason for doing that was confirming the external funding component would be for various things.
- Mr Crowther noted that his understanding from staff was that the key was not from three waters funding and TECT who had limited their contribution to the Museum and Exhibition Centre as opposed to the library.
- Ratepayers should have been told that all of the funding from three waters, the sale of the parking buildings and other land and assets could be used to pay off debt or used to fund extra facilities.
- The Trust had indicated that it should be a transparent process but did not think it was. Based on reading the submissions, people who were supporting option 1 could have logically supported option 2 as they were saying that they did not want higher rates as these were already high enough. If all the reasons were added up, there would be a different slant on that than just the numbers and he considered that staff had done a disservice by not doing enough analysis of the submissions because what was said was more important than the numbers.
- The second reason when using government mechanism to effectively get around the debt limit imposed, it seemed like a circuitous route and the Council would only want to

do that if it got a distinct benefit.

- The third reason the Trust did not support the use of the IFF was that fundamentally it would cost more. The Trust had put in a LGOIMA request to find out information on the transport levy and the government legislation says you cannot disclose the financial details, however, if you do the math, it could be seen how much was being paid back. \$525m over the thirty years, so you know it would cost more and the Trust's argument was that it would cost more.
- Council had debt headroom and depth to fund this with the rates mechanism and that was a more cost-effective option. The Trust asked why load up the same ratepayers with more money to pay back when Council could voluntarily choose to keep the interest rate lower. It was a shame it did not happen a year to two earlier as Council would have got a lot better funding deal.
- Council should do the normal debt funding as it would be a lot better deal for everyone, it would be more transparent for all and would not get the confusion where people in the community were thinking they were sweet and not submitting. They would get a shock when they see the line item in their next rate's account.
- Use the mechanism in the future if you had to for some of the growth infrastructure, but not now when the Council did not need to.

In response to questions

- It was clarified that the Local Government Funding Authority set the debt levels for councils. While the limit was lifted over Covid, it had been brought back down again.
- In relation to a query relating to the concern of the Trust being in respect of the use of the IFF levy for this particular project, Mr Crowther advised that it was the wider application of the IFF on the grounds of the extra cost, regardless of the project. The only justification for its use would be if Council got to the point that it had no headroom and there was essential infrastructure to be delivered. An example was that if the government did not come to the party with three waters, then in 3-5 years Council may need to look at some debt funding around that which may need a IFF mechanism, but until then why do it.

(5) Sub No. 297 – John Robson, ClearThink

Key points

- With the election on the weekend, what came out of that was that you were not a leader if people were not following you. If you want to have positions as leaders, then you must take your community with you.
- Getting a decision across the line at a meeting was not winning – winning was your decision surviving the next election. There would be a lot of time and energy spent in the next few months in the country unwinding decisions that were imposed without community support.
- Good governance understands the need to take the community with them and because of that good governance consults with integrity. People do not like being lied to and lying by omission was still lying and paltering was lying in an attempt to deceive people. Lying by obfuscation was no better as it muddled things up in such a way that people were not clear of what the decision was in front of them.
- Good consultancy relied on good research, facts and information and it was a fact that politicians were pretty low on the respect ladder along with journalists.
- Mr Robson noted that his background was in consultancy research and there was a joke that when people quoted research, they often referred to the way it was used in the same way that a drunk uses a lamppost - more for support than illumination.
- Mr Robson suggested that given how crooked the lamppost was, it seemed to him that in this case the lamppost was being built by drunks or alternatively that the lamppost was crooked by design.
- The submitter hoped that the Commissioners would read the pending report carefully.
- Mr Robson noted a comment made by one of the submitters who was a strong supporter

of Te Manawataki o Te Papa who said that they were embarrassed and felt that Council had insulted them by producing a piece of work that was misleading, based on fear and lacks integrity and Mr Robson said that he could not agree with this statement more.

14 CLOSING KARAKIA

Commissioner Shadrach Rolleston closed the meeting with a karakia.

The meeting closed at 1.04 pm

The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 6 November 2023.

.....
CHAIRPERSON

8 DECLARATION OF CONFLICTS OF INTEREST

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

9.1 Petition - Tauranga Waterfront Carpark - Ashleigh Gee

ATTACHMENTS

1. **Petition - Waterfront Carpark - Ashleigh Gee - redacted - A15240710**  
2. **Email Ashleigh Gee with petition on Waterfront Carpark - A15245873**  

Save Our City Centre Waterfront Parking

To: Tauranga City Council

We, the undersigned representatives of Tauranga city businesses, express our concern and opposition to the proposed closure of one of the city centre's most vital car parking spaces, the **Waterfront Strand** car park.

With the busy seasonal summer period approaching, the closure of the **Waterfront Strand** car park will have a detrimental impact on the businesses located in our city centre.

We are aware that the original council plans were to only close the Waterfront carparks at the same time as Harington St opened. Presumably, the council knew that the loss of 150 parks from the CBD would have a major negative effect on businesses and the city economy.


We request that the Tauranga City Council halt the closure of the Waterfront Strand car park and reconsider the timing of the redevelopment of this area until Harington St carpark is open.

Signed: Ashleigh Gee – Chair, Mainstreet Tauranga



Signatures:

Name	Physical Address + Suburb	Signature
Joel van der Merwe		
Ben Hoskin		
Dom Harrison		
Kayla Richardson		
Em van der Zee		
Olivia Cummings		
Inogen Hall		
Debra Sewell		
Louise Sewell		
Sara Galvin		
Alena Collinson		
Charles Baxter		
Christen Kley		
Sarah Morris		
Diane Fox		
Sara King		
Sadi Wahl		
Kayne Henderson		
Lisa Wilson		
Ashleigh Gee		
Amy Joyce		
Tara Fisher		
Rose White		
LAUREN QIU		
Joanna Hall		
Posie McGovern		
Julie Hammen		
Robyn Warrander		
Glen Johnson		
Amie Hirota		
Francis Hedges		
Naomi Woodrow		

Save Our City Centre Waterfront Parking – Petition to Tauranga City Council		
Name	Address	Signature
Baibara Sittler		
Sam Uffindell		
Nicky efranco's Sylveste		
JONATHAN KEMPE		
Natalie Yates		
Isaac Goodwin-Gamble		
Mizuho Hancox		
Alfred Peterson		
Sean Murray		
Ross Eastlake		
Rahit Papa Hagar		
Hugo Honor		
Jess Mackenzie		
Sam Mackenzie		
Karla Halbgewachs		
Matthew Calittle		
Dallas Noma		
Harish Nathan		
Levi MacDonald		
Scott Foster		
ERIC SMITH		
Jimmy Bloor		
Kim OA		
Ella Matthes		
Alexis Jinks		
Rochelle Camar		
bel Mfonke		
Jason Fox		
Robin Olivier		
Gauton Colva		
Harish Garton		
Catherine MacL		
JAMES SMITH		

the 1990s, the number of people in the United States who are 65 years of age or older has increased by 50 percent, and the number of people 75 years of age or older has increased by 75 percent. The number of people 85 years of age or older has increased by 150 percent. The number of people 95 years of age or older has increased by 300 percent. The number of people 100 years of age or older has increased by 500 percent. The number of people 105 years of age or older has increased by 1,000 percent. The number of people 110 years of age or older has increased by 2,000 percent. The number of people 115 years of age or older has increased by 4,000 percent. The number of people 120 years of age or older has increased by 8,000 percent. The number of people 125 years of age or older has increased by 16,000 percent. The number of people 130 years of age or older has increased by 32,000 percent. The number of people 135 years of age or older has increased by 64,000 percent. The number of people 140 years of age or older has increased by 128,000 percent. The number of people 145 years of age or older has increased by 256,000 percent. The number of people 150 years of age or older has increased by 512,000 percent. The number of people 155 years of age or older has increased by 1,024,000 percent. The number of people 160 years of age or older has increased by 2,048,000 percent. The number of people 165 years of age or older has increased by 4,096,000 percent. The number of people 170 years of age or older has increased by 8,192,000 percent. The number of people 175 years of age or older has increased by 16,384,000 percent. The number of people 180 years of age or older has increased by 32,768,000 percent. The number of people 185 years of age or older has increased by 65,536,000 percent. The number of people 190 years of age or older has increased by 131,072,000 percent. The number of people 195 years of age or older has increased by 262,144,000 percent. The number of people 200 years of age or older has increased by 524,288,000 percent. The number of people 205 years of age or older has increased by 1,048,576,000 percent. The number of people 210 years of age or older has increased by 2,097,152,000 percent. The number of people 215 years of age or older has increased by 4,194,304,000 percent. The number of people 220 years of age or older has increased by 8,388,608,000 percent. The number of people 225 years of age or older has increased by 16,777,216,000 percent. The number of people 230 years of age or older has increased by 33,554,432,000 percent. The number of people 235 years of age or older has increased by 67,108,864,000 percent. The number of people 240 years of age or older has increased by 134,217,728,000 percent. The number of people 245 years of age or older has increased by 268,435,456,000 percent. The number of people 250 years of age or older has increased by 536,870,912,000 percent. The number of people 255 years of age or older has increased by 1,073,741,824,000 percent. The number of people 260 years of age or older has increased by 2,147,483,648,000 percent. The number of people 265 years of age or older has increased by 4,294,967,296,000 percent. The number of people 270 years of age or older has increased by 8,589,934,592,000 percent. The number of people 275 years of age or older has increased by 17,179,869,184,000 percent. The number of people 280 years of age or older has increased by 34,359,738,368,000 percent. The number of people 285 years of age or older has increased by 68,719,476,736,000 percent. The number of people 290 years of age or older has increased by 137,438,953,472,000 percent. The number of people 295 years of age or older has increased by 274,877,906,944,000 percent. The number of people 300 years of age or older has increased by 549,755,813,888,000 percent. The number of people 305 years of age or older has increased by 1,099,511,627,776,000 percent. The number of people 310 years of age or older has increased by 2,199,023,255,552,000 percent. The number of people 315 years of age or older has increased by 4,398,046,511,104,000 percent. The number of people 320 years of age or older has increased by 8,796,093,022,208,000 percent. The number of people 325 years of age or older has increased by 17,592,186,044,416,000 percent. The number of people 330 years of age or older has increased by 35,184,372,088,832,000 percent. The number of people 335 years of age or older has increased by 70,368,744,177,664,000 percent. The number of people 340 years of age or older has increased by 140,737,488,355,328,000 percent. The number of people 345 years of age or older has increased by 281,474,976,710,656,000 percent. The number of people 350 years of age or older has increased by 562,949,953,421,312,000 percent. The number of people 355 years of age or older has increased by 1,125,899,906,842,624,000 percent. The number of people 360 years of age or older has increased by 2,251,799,813,685,248,000 percent. The number of people 365 years of age or older has increased by 4,503,599,627,370,496,000 percent. The number of people 370 years of age or older has increased by 9,007,199,254,740,992,000 percent. The number of people 375 years of age or older has increased by 18,014,398,509,481,984,000 percent. The number of people 380 years of age or older has increased by 36,028,797,018,963,968,000 percent. The number of people 385 years of age or older has increased by 72,057,594,037,927,936,000 percent. The number of people 390 years of age or older has increased by 144,115,188,075,855,872,000 percent. The number of people 395 years of age or older has increased by 288,230,376,151,711,744,000 percent. The number of people 400 years of age or older has increased by 576,460,752,303,423,488,000 percent. The number of people 405 years of age or older has increased by 1,152,921,504,606,846,976,000 percent. The number of people 410 years of age or older has increased by 2,305,843,009,213,693,952,000 percent. The number of people 415 years of age or older has increased by 4,611,686,018,427,387,904,000 percent. The number of people 420 years of age or older has increased by 9,223,372,036,854,775,808,000 percent. The number of people 425 years of age or older has increased by 18,446,744,073,709,551,616,000 percent. The number of people 430 years of age or older has increased by 36,893,488,147,419,103,232,000 percent. The number of people 435 years of age or older has increased by 73,786,976,294,838,206,464,000 percent. The number of people 440 years of age or older has increased by 147,573,952,589,676,412,928,000 percent. The number of people 445 years of age or older has increased by 295,147,905,179,352,825,856,000 percent. The number of people 450 years of age or older has increased by 590,295,810,358,705,651,712,000 percent. The number of people 455 years of age or older has increased by 1,180,591,620,717,411,303,424,000 percent. The number of people 460 years of age or older has increased by 2,361,183,241,434,822,606,848,000 percent. The number of people 465 years of age or older has increased by 4,722,366,482,869,645,213,696,000 percent. The number of people 470 years of age or older has increased by 9,444,732,965,739,290,427,392,000 percent. The number of people 475 years of age or older has increased by 18,889,465,931,478,580,854,784,000 percent. The number of people 480 years of age or older has increased by 37,778,931,862,957,161,709,568,000 percent. The number of people 485 years of age or older has increased by 75,557,863,725,914,323,419,136,000 percent. The number of people 490 years of age or older has increased by 151,115,727,451,828,646,838,272,000 percent. The number of people 495 years of age or older has increased by 302,231,454,903,657,293,676,544,000 percent. The number of people 500 years of age or older has increased by 604,462,909,807,314,587,353,088,000 percent. The number of people 505 years of age or older has increased by 1,208,925,819,614,629,174,706,176,000 percent. The number of people 510 years of age or older has increased by 2,417,851,639,229,258,349,412,352,000 percent. The number of people 515 years of age or older has increased by 4,835,703,278,458,516,698,824,704,000 percent. The number of people 520 years of age or older has increased by 9,671,406,556,917,033,397,649,408,000 percent. The number of people 525 years of age or older has increased by 19,342,813,113,834,066,795,298,816,000 percent. The number of people 530 years of age or older has increased by 38,685,626,227,668,133,590,597,632,000 percent. The number of people 535 years of age or older has increased by 77,371,252,455,336,267,181,195,264,000 percent. The number of people 540 years of age or older has increased by 154,742,504,910,672,534,362,390,528,000 percent. The number of people 545 years of age or older has increased by 309,485,009,821,345,068,724,781,056,000 percent. The number of people 550 years of age or older has increased by 618,970,019,642,690,137,449,562,112,000 percent. The number of people 555 years of age or older has increased by 1,237,940,039,285,380,274,899,124,224,000 percent. The number of people 560 years of age or older has increased by 2,475,880,078,570,760,549,798,248,448,000 percent. The number of people 565 years of age or older has increased by 4,951,760,157,141,521,099,596,496,896,000 percent. The number of people 570 years of age or older has increased by 9,903,520,314,283,042,199,193,993,792,000 percent. The number of people 575 years of age or older has increased by 19,807,040,

[illegible]

From: Ash Gee <>
Sent: Friday, 20 October 2023 4:37 pm
To: Marty Grenfell <marty.grenfell@tauranga.govt.nz>
Subject: Petition submission - Waterfront Strand Car Park

CAUTION: External Email.

Hi Marty,

On behalf of the city centre businesses, staff and visitors to our city, please find the attached petition regarding the upcoming closure of the Waterfront Strand carpark.

We are asking Tauranga City Council to please hold off on closing the Waterfront Strand carpark until Harington St is made available. There is an overwhelming number of people who have been completely sidelined by the upcoming closure, most having no idea of the plans to close the carpark on 30th October, and angry about it.

I have been provided with a copy of the communication distributed by Council staff earlier this week, that mentions no where on the leaflet about the closure of the carpark, just showing where parking is available and the prices that apply. Noting that Waterfront Strand carpark is not listed on the brochure.

As I mentioned in my most recent meeting with Anne, the closure of this space before other adequate parking is operational will negatively affect trading for all businesses in our city centre. The last 12 months of trade have been hard enough. Businesses will be left with closure as their only option.

Coming into our seasonal busy period, and with the extreme amount of disruption our businesses are facing daily in our city centre, the Council needs to seriously consider the impact this closure will have not only on businesses, but the potential backlash from the failure to consider the businesses who continue to be the backbone of the city.

Our business owners are tired. They have all lost confidence in the Council and believe the Council no longer cares about them. The businesses need some breathing space to be able to head into another winter with impacted trade.

Please reconsider the closure of the Waterfront carpark. We need better timing. Give them some sort of relief.

Appreciate you taking the time to read this.

I can make myself available to speak with you when required.

Have a good weekend.

Kind regards,

Ashleigh Gee
Chair - Mainstreet Tauranga
Owner - Miss Gee's Bar & Eatery

10 RECOMMENDATIONS FROM OTHER COMMITTEES

Nil

11 BUSINESS

11.1 Badminton Multisport Centre

File Number: A15200643

Author: Ross Hudson, Manager: Strategic Planning and Partnerships, Spaces and Places

Authoriser: Barbara Dempsey, General Manager: Community Services

PURPOSE OF THE REPORT

1. To consider a conditional grant to Bay of Plenty Badminton towards the development of a new Badminton Multi-sport Centre at Tatua Reserve.

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Badminton Multisport Centre".
- (b) Grants Bay of Plenty Badminton \$5m towards the development of their Badminton Multisport Centre at Tatua Reserve, conditional on the following -
 - (i) Bay of Plenty Badminton securing the additional funding required to develop the centre, no later than 30 June 2026
 - (ii) Legal agreement between Bay of Plenty Badminton, Council and Bay Venues Ltd on the hours of community use of the two multi-use courts by other sports and recreational groups
 - (iii) Agreement with Council on a lease for the land at Tatua Reserve and any consents required for the development of the centre
 - (iv) Establishment of a project governance group with representation from Council's Manager, Spaces & Places, or appointee
 - (v) Finalisation of the 2024-34 Long Term Plan

EXECUTIVE SUMMARY

2. Through the Long Term Plan (LTP) Deliberations 2021-31, Council approved for Bay of Plenty (BoP) Badminton to use the full site at Tatua Reserve on Newton Street for the development of a new facility, subject to Council agreement on the multi-use nature of the facility. Since then, staff have worked with BoP Badminton to assess facility options, develop a business case and a concept design for the proposed facility.
3. Due to historical under-investment, Tauranga has a significant current and emerging deficit in its indoor court capacity to meet agreed levels of service and best practice per capita provision. New projects in Te Papa, the Western Corridor and at Baypark over the LTP period can meet the majority of this deficit. The proposed Badminton Multisport Centre provides an opportunity for Council to cost-effectively secure additional court space to meet emerging demand.
4. Our view is that the proposed facility, which would house eight dedicated badminton courts and two multi-use courts, represents an investible proposition for Council with community value on the basis that it provides –
 - (a) A dedicated space for a growing sport with bespoke requirements that the city's courts network cannot serve well

- (b) A quantifiable value to the indoor courts network by effectively extracting Badminton from the network
 - (c) Additional multi-use courts with community access that Council would otherwise have to provide itself
 - (d) Indoor courts in Mount Maunganui, which will in the near future lose the Mount Sports Centre at Blake Park as the building reaches the end of its useful life
- 5. The community value to Council of the proposal is estimated at \$5m, being based on the additional community sport hours gained from the project as compared to the costs of alternative equivalent additional court provision elsewhere. It is not proposed that additional budget is added to the draft LTP to fund the grant.
 - 6. The estimated total project cost is \$15.5m and BoP Badminton will be looking to secure funding from a range of sources. As such, the project's success remains uncertain and its community value is dependent on timeliness and an agreement on hours of community access. So, it is considered appropriate that Council makes any grant funding dependent on the conditions identified in the Recommendations above.
 - 7. If Council agrees to support the project, Council and Bay Venues staff will work with BoP Badminton to support its successful and timely delivery.

BACKGROUND

- 8. It is a long-standing ambition of BoP Badminton to create a suitable home for the sport in Tauranga, to bring together the various clubs across Tauranga and the Western Bay and to grow the sport through formalised and informal 'pay to play' opportunities and events.
- 9. Badminton is a growing sport in the city and the wider region and does not fit easily into the main multi-sport arenas due to bespoke lighting, wall colouring and air movement requirements. After volleyball, netball and basketball (which can all use multi-sport courts), it is the next most popular indoor sport, with students consistently expressing a desire to participate in the sport when surveyed by Sport Bay of Plenty.
- 10. The proposed facility at Tatua Reserve has 8 dedicated badminton courts and two full-court multi-use courts (equivalent to eight additional badminton courts). The total cost, at developed design stage, is \$15.5m (including contingency), providing a reasonable quality facility. The design has been developed by Apollo projects who developed the Selwyn Sports Centre in Rolleston and is considered a cost-effective proposal.
- 11. BoP badminton is proposing that Council invests in the facility in exchange for an agreement around community use of the multi-court space. Our view is that this proposal has merit for the reasons outlined below.

Upcoming Council investment in indoor courts

- 12. The indoor courts network is in deficit against our agreed level of service and feedback from user groups demonstrates that demand is significantly out-stripping demand. This is effectively denying residents the opportunity to participate. With projected population growth over the LTP period and beyond, we estimate that Tauranga will need circa 18-20 indoor courts in total by the mid- 2030s. Planned demolition of the courts at Memorial Park and Mount Sports Centre will leave us with a baseline of six courts, all at the Baypark Arena.
- 13. Upcoming developments over the next three years will replace the courts lost at Memorial Park and provide four new courts to service the Tauranga side of the harbour. Over the LTP period there is also budget for additional court capacity, with the extension of the Baypark Arena, per the Baypark Masterplan, a potential cost-effective solution to provide a further 4-6 courts. That would leave us with a minimum of 17 courts by circa 2030, leaving a potential deficit of circa two courts by the mid- 2030s.

Badminton Multisport Centre - potential value to the network

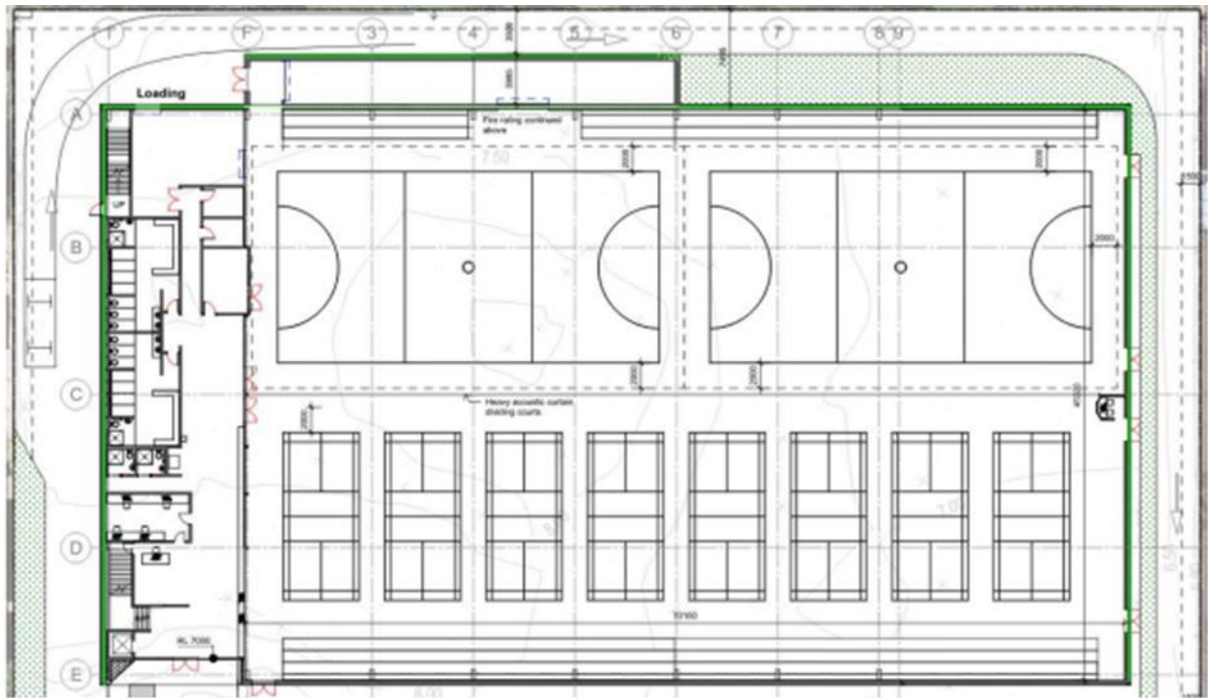
14. Badminton use of the Tauranga indoor courts network currently equates to about 0.75 of a court (4,200 court hours per annum). One new additional (full specification) indoor court costs approximately \$5m. So, removing badminton from the indoor courts network could have a nominal value to Council of up to \$3.75m in offset demand.
15. The proposed project will provide two multi-use courts alongside the eight dedicated badminton courts (eight badminton courts being the same size as two multi-use courts). BoP Badminton will need to make use of those courts at some times, such as when they host events. Excluding those times, it is estimated that the facility has the potential to provide a maximum of a further circa 1.25 additional courts (up to 7,000 hours) for community (non-Badminton) use with the actual community use – peak and off-peak – to be determined through legal agreement.
16. This additional community available court space has a value to Council beyond the \$3.75m of offset network demand from badminton identified above. Note that BoP Badminton would receive revenues from community bookings of the courts, rather than those revenues coming to Bay Venues as they do in the wider network. Booking rates would need to be similar to those in the Bay Venues managed facilities. Our summary view is that this additional court space has a value of circa \$1.25m. Hence the proposed grant value, in exchange for community access, of \$5m.
17. If an agreement can be reached with BoP Badminton as to the hours of community use from the multi-use courts and the build can funded and delivered in a timely manner, it represents a cost-effective way to achieve a gain to the network at a time of deficit. It would also enable continuity of provision in the Mount Maunganui area. BoP Badminton has agreed in principle to this approach.
18. Council owns the land at Tatua Reserve and would be leasing it to BoP Badminton, including provision for 55 carparks. It is reasonable to assume that the development would increase the underlying land value. The costs of site preparation and service provision are estimated at \$1.2m (being part of the overall \$15.5m project cost estimate).
19. In addition, it is reasonable to argue that Badminton as a popular, growing sport should be afforded an equitable level of Council/community support as has and is being made available to other popular sports codes that have bespoke requirements not met by our main sportsfield or multi-use court provision such as netball and hockey.
20. The Centre would also provide a broader social and economic benefit to the city as it is expected to host a number of regional, national and prospectively international badminton events. Badminton events are already hosted at our existing facilities, albeit less optimally and are increasingly popular particularly with the growing Asian communities of the region and the wider North Island.

Project development and Council risk

21. BoP Badminton are proposing the creation of a new Trust to take forward the project and manage the building. If Council supports the project, a staff representative would be invited to sit on that Trust. The operating model for the facility has been tested through the business case phase and is considered to be robust. Further consideration of Council investment risk would be undertaken through due diligence in relation to the commercial agreement between the parties.
22. Securing additional funding and cost escalation are understood to be the biggest risks to the project's progression. As such, it is proposed that Council's grant offer is time-limited to the end of the 2025/26 financial year. At which stage, it could be reviewed prior to the 2027-37 LTP.

Layout and indicative design

23. The images below show the proposed layout of the facility and frontage design.



STRATEGIC / STATUTORY CONTEXT

24. Mahere Haupū me Mahi Hākinakina, Korokori, Tākaro hoki - Council's Play, Active Recreation & Sport Action and Investment Plan - sets out the intention for the city to have a network of indoor court facilities across the city to meet agreed levels of service as the city grows. The proposed facility supports this objective.

OPTIONS ANALYSIS

25.

Option	Description	Pros	Cons
1	[Recommended] Provide a time-limited	Provides cost-effective access to additional indoor	Uncertainty of project delivery Lack of direct Council control

	grant offer of \$5m, in exchange for community use hours	courts to meet demand	of facility
2	Do not provide any grant funding towards the facility	No council spend, with potential to use funding in draft LTP towards alternative indoor court projects	Less cost-effective solution Does not support ambitions and bespoke requirements of growing sport.
3	Lower funding level	Less cost to Council	A lower funding level is expected to make the project unviable
4	Higher funding level	Greater project viability	Less reflective of expected community / indoor court network value
5	Alternative investment approach (e.g. investment rather than grant)	Greater influence over project success and facility sustainability	Greater resource implications and complexity. Less efficient solution than grant agreement

FINANCIAL CONSIDERATIONS

26. It is considered that there is sufficient budget in the draft LTP, making use of \$5m of the budget identified for 'additional indoor courts' projects to support the Badminton Multisport Centre.

LEGAL IMPLICATIONS / RISKS

27. Legal and community value risks relate to the viability and successful delivery of the project, securing agreement with BoP Badminton (or the Trust established to deliver and own the facility) to ensure appropriate ongoing community (non-Badminton) use, and the ongoing financial sustainability of the facility itself. These risks would be addressed through the funding agreement, which would be brought back to Council for consideration at the appropriate point, and by the other measures proposed in the above Recommendations.

CONSULTATION / ENGAGEMENT

28. Budget is identified in the draft LTP, which will be publicly consulted. A lease over Council's reserve land at Tatua Reserve would also require public notification.

SIGNIFICANCE

29. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
30. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
- (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the proposal.
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.

31. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the proposal is of medium significance.

ENGAGEMENT

32. Taking into consideration the above assessment, that the proposal is of medium significance, officers are of the opinion that no further engagement is required prior to Council making this initial decision.

NEXT STEPS

33. If agreed, staff would continue to support the project development and funding strategy.

ATTACHMENTS

Nil

11.2 Letters of Expectation 2024-25 for Council-Controlled Organisations

File Number: A15090573

Author: Sanjana France, CCO Specialist

Authoriser: Gareth Wallis, General Manager: City Development & Partnerships

PURPOSE OF THE REPORT

1. The purpose of this report is to confirm the Letters of Expectation for 2024-25 from Tauranga City Council to three of its council-controlled organisations.

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Letters of Expectation 2024-25 for Council-Controlled Organisations".
- (b) Approves the Letter of Expectation from Tauranga City Council to Bay Venues Limited (Attachment 1).
- (c) Approves the Letter of Expectation from Tauranga City Council to Tauranga Art Gallery Trust (Attachment 2).
- (d) Approves the Letter of Expectation from Tauranga City Council to Tourism Bay of Plenty (Attachment 3), noting that Western Bay of Plenty District Council, as joint shareholder, has taken a separate letter to their Council meeting on 26 October 2023.

EXECUTIVE SUMMARY

2. Letters of Expectation for three of Tauranga City Council's (TCC) seven council-controlled organisations, Bay Venues Limited (Bay Venues), Tauranga Art Gallery Trust (TAGT) and Tourism Bay of Plenty (TBOP) are attached for Council's approval.
3. These provide guidance to the council-controlled organisations on what Council expects to see in their Statements of Intent for 2024-25 to 2026-27.

BACKGROUND

Legislative requirements for council-controlled organisations

4. Part 5 of the Local Government Act 2002 sets out the statutory regime for council-controlled organisations. The key components are:
 - appointment of directors/trustees;
 - consideration of the draft statement of intent and providing comment;
 - regularly monitoring council-controlled organisation's performance; and
 - including the council-controlled organisation's objectives and performance in the council's long-term plan, annual plan, and annual report.
5. Under the Local Government Act legislative framework, Council has minimal opportunity for input into a council-controlled organisation's planning for the following year, until the draft Statement of Intent has been completed and submitted to Council, at which point Council has two months to respond.
6. Several councils take a more proactive approach, working collaboratively with their council-controlled organisations and providing them with clear guidance at the early stages of the annual planning process. This helps ensure that the council-controlled organisation's objectives and strategies are aligned with the councils, and is particularly important when council-controlled organisations deliver significant services on its behalf.

7. Since 2014, TCC has worked proactively with its council-controlled organisations to set clear expectations and to develop expectation documents, in particular, the over-arching Enduring Statement of Expectations and the annual Letter of Expectations. The Letter of Expectations outlines key areas of focus for the council-controlled organisations for the following year, usually linked to strategic priorities for the city.
8. This process has been focused for those substantive council-controlled organisations that TCC has significant control over i.e., Bay Venues, TAGT and TBOP (joint shareholder with Western Bay of Plenty District Council). An Office of the Auditor General Report in 2015 cited this process as an exemplar of best practice when dealing with and managing council-controlled organisations.

Letters of Expectation for 2024-2025

9. Letters of Expectation for each of the three substantive council-controlled organisations have been developed in consultation with TCC staff. These have been socialised with the Commission and the council-controlled organisations, and are provided as attachments to this report.
10. The Review of Strategic and Operational Alignment of TCC with its council-controlled organisations (Pedersen, February 2020) recommended that:
“Pending the development of new strategies, and to the extent that is possible, annual letters of expectation of the council-controlled organisations specify desired outcomes rather than outputs or tasks.”
11. Given that a new elected council is planned to take office in July 2024, Council wishes to provide them and our council-controlled organisations with clear intentions and pathways which deliver on priority community outcomes. In the Commission’s remaining months at Council, they have a mandate to focus on delivery and finishing projects that have started, which will be reflected in the Long-term Plan 2024-34. Therefore, this year’s Letters of Expectation link to the six key priorities for the next ten years and beyond, which continue to reflect what we have heard through community consultation processes.
12. In consideration of the upcoming local government elections in July 2024, the timeframes have been brought forward for the Statements of Intent 2024-25 to 2026-27. Council has requested the drafts are provided by 19 January 2024 and the final versions by 30 April 2024, rather than the standard legislative timeframes of 1 March and 30 June respectively.
13. The Letters of Expectation also link to key aspects of the [Our Direction](#) framework and Council’s community outcomes, which are relevant to the areas of service that the council-controlled organisations deliver on behalf of council, being arts and culture, tourism, recreation, sport, and events.
14. For Bay Venues, their key partnership position in several Council plans and projects is noted and further encouraged.
15. For TAGT, their important role as a strategic partner in the Te Manawataki o Te Papa civic development is highlighted.
16. For TBOP, their core role as an economic driver in the region and how that connects to fuelling possibility and vibrancy is emphasised.
17. This year’s Letters of Expectation particularly encourage accountability and transparency in decision-making, increased diversity and accessibility, efficient use of public funds, tangata whenua partnerships, and managing the balance between social, economic, cultural and environmental wellbeing of our communities.
18. In addition, there are specific notes encouraging the continuation of collaboration between Council and our council-controlled organisations, to identify opportunities for operational efficiencies through shared service delivery models.
19. There is an expectation that all council-controlled organisations actively seek opportunities to use the TCC logo and promote us as the main contributor to operating costs.

20. Council expects that the strategic priorities contained in these Letters of Expectation will be reflected by the Boards of our council-controlled organisations in their Statements of Intent. These should be supported by a realistic number of performance indicator measures where appropriate, which should help tell the story of the ongoing value back to Council and the community.

STRATEGIC / STATUTORY CONTEXT

21. While not a legislative requirement under the Local Government Act (2002), when combined with the Enduring Statement of Expectations, the Letter of Expectation is a key document through which Council provides clear guidance to its council-controlled organisations.
22. The Letters of Expectation help ensure that the council-controlled organisation's objectives and strategies are aligned with Council's, by providing key areas of focus that Council expects to see reflected in the council-controlled organisations' Statements of Intent.

OPTIONS ANALYSIS

Option 1: Approve the Letters of Expectation – RECOMMENDED

23. Council approves the Letters of Expectation for the council-controlled organisations.

Advantages	Disadvantages
<ul style="list-style-type: none"> Council-controlled organisations are part of the TCC group and are expected to operate in ways which contribute to the success of the group as a whole. The community outcomes that are delivered by services provided from the council-controlled organisations assist Council to achieve the community outcomes and four wellbeings prioritised through the Long-term Plan. 	<ul style="list-style-type: none"> Nil

Option 2: Do not approve the Letters of Expectation – NOT RECOMMENDED

24. Council does not approve the Letters of Expectation for the council-controlled organisations.

Advantages	Disadvantages
<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> Council may not be able to achieve its Long-term Plan community outcomes. Lack of strategic direction, leading to a potential negative impact on Council's relationship with its council-controlled organisations, who have undergone significant improvement through greater collaboration this year.

FINANCIAL CONSIDERATIONS

25. There are no financial considerations.

LEGAL IMPLICATIONS / RISKS

26. There are no legal implications or risks.

CONSULTATION / ENGAGEMENT

27. Community consultation or engagement is not required or appropriate for this matter.

SIGNIFICANCE

28. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
29. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
 - (a) the current and future social, economic, environmental, or cultural well-being of the district or region;
 - (b) any persons who are likely to be particularly affected by, or interested in, the matter; and
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
30. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the matter is of medium significance.






ENGAGEMENT

31. Taking into consideration the above assessment, that the matter is of medium significance, officers are of the opinion that no further engagement is required prior to Council making a decision. *Click here to view the [TCC Significance and Engagement Policy](#)*

NEXT STEPS

32. Once adopted, the Letters of Expectation will be incorporated into an official letter to each council-controlled organisation, signed by the Commission Chair and delivered to the Chair of each council-controlled organisation by email.
33. A separate Letter of Expectation for TBOP went for approval to the Western Bay of Plenty District Council, as joint shareholder, at their Council meeting on 26 October 2023 and will also be sent to TBOP.
34. The Letters of Expectation are intended to inform the council-controlled organisations' draft Statements of Intent, which are due to Council on the earlier than usual date of 19 January 2024.
35. Council will then provide feedback on the draft Statements of Intent to the council-controlled organisations by the earlier than usual date of 1 March 2024. The final Statements of Intent must be adopted by the council-controlled organisation boards and submitted to Council by 30 April 2024. This date will enable the Commission to approve the Statements of Intent before the end of their term.

ATTACHMENTS

1. **DRAFT for approval - Bay Venues Ltd Letter of Expectations for 2024-25 - A15209221** 
2. **DRAFT for approval - Tauranga Art Gallery Trust Letter of Expectations 2024-25 - A15209217**  
3. **DRAFT for approval - TBOP Letter of Expectations 2024-25 - A15209219**  



6 November 2023

Simon Clarke
Chair, Bay Venues Limited
Trustpower Baypark
81 Truman Lane
Mount Maunganui 3152

By email: simon@matuagovernance.com

Tēnā koe Simon

Letter of Expectation from Tauranga City Council to Bay Venues Limited for 2024-2025

We would like to thank the Bay Venues Limited (Bay Venues) Board for their commitment to building strong relationships and aligning the organisation with Tauranga City Council's (Council) expectations. We also acknowledge their recent completion of the 2021 Bay Venues Strategic Review recommendations.

Strategic direction and priorities

A new elected council takes office in July 2024, so we wish to provide them and our council-controlled organisations with clear intentions and pathways which deliver on priority community outcomes. In the Commission's remaining months at Council, we have a mandate to focus on delivery and finishing projects that have started, which will be reflected in the Long-term Plan 2024-2034.

Key aspects of the vision for the city agreed through previous consultation processes include investments in community facilities and the amenities provided in our green spaces. This work will support having the facilities we need to make Tauranga a better place to live, for current and future residents and Bay Venues is a critical part of this vision.

Together we are implementing the building blocks for the city of the future.

Community outcomes

We have made a commitment to "put the community at the heart of everything we do" and to create a vibrant city. The *Our Direction Tauranga 2050* [document](#) provides Council's strategic framework which informs our community outcomes, guides decision making.

Our vision is *Tauranga, together we can prioritise nature, lift each other up, fuel possibility*. Council has developed Action and Investment Plans, which serve as roadmaps to deliver our strategies and Bay Venues has a number of actions to support within these plans.

We have chosen three [community outcomes](#) for Bay Venues to include in the development of your Statement of Intent, which align with the three pillars of our City Vision:

- **We value and protect our environment and prioritise nature**
Tauranga is a city that celebrates our natural environment and outdoor lifestyle, and actively works to protect and enhance it.

We are delighted that Bay Venues is already identifying energy saving projects and would like to see continued initiatives and genuine consideration in the sustainability space. Council's Climate Action and Investment Plan will help guide city-wide and Council specific environmental focus areas.

- **We are inclusive and lift each other up**
Tauranga is a city that recognises and promotes partnership with tangata whenua and diverse

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communities. We foster and grow our communities, celebrate differences and lift up those who are vulnerable.

We are pleased to hear of recent Bay Venues initiatives which increase community access and participation for diverse groups. We encourage further development of these opportunities while continuing to enhance the organisation's cultural awareness.

We look forward to working with Bay Venues to support community welfare in an emergency event.

We also look forward to seeing further outcomes and storytelling opportunities seized as a result of the recent social return on investment project.

- **We have a well-planned city which fuels possibility**

Tauranga is well-planned, with a variety of successful and thriving compact centres, resilient infrastructure, and community amenities.

We are delighted that Bay Venues are partners in the Active Reserves masterplans, key strategic projects, aquatic and recreation projects.

We would also encourage Bay Venues to research opportunities, and we will give them the licence to continue enhancing customer experiences through the delivery of great community facilities.

Facilities and renewals planning should also be aligned with our mutual strategic priorities and Long-Term Plan investment planning.

Accountability and Transparency

Council must demonstrate accountability for the public funds that it provides across the business and for not-for-profit organisations, ensuring funds are used for intended public-good outcomes.

Transparency is particularly important for entities that have a mix of commercial and publicly funded activities, so we would like to see half yearly and annual reporting, with joint storytelling opportunities taken up in between these reports to engage the community. We would like to see the Board move towards publishing online more information about what it does and how it operates, for the community to access by 1 July 2024. We note that Bay Venues is subject to Local Government Official Information and Meetings Act 1987 requests, and we support more reporting and information being published.

We understand that Council and the Bay Venues' Executive are continuing to identify opportunities together to deliver greater alignment and operational efficiencies through shared service collaboration. We look forward to seeing this collaboration in action, increased efficiency, combined resource and capital planning in the coming year.

Board professional development

We wish to thank the Board for supporting the Council-Controlled Organisation Board Intern Programme, supporting greater diversity in governance. We applaud the Board for continuing with this programme, learning from, and providing mentorship for those launching their governance career.

Council has a role in providing training, including the induction for new board members and the opportunity for them to attend *Te Kete ā Rohe: Cultural Connections*, an enriching two-day course. Council will look to provide additional training for board members in 2024.

Statement of Intent

Council expects that the strategic priorities contained in this Letter of Expectation will be reflected in Bay Venues' Statement of Intent and supported by performance indicator measures where appropriate.

The Commissioners believe that by working collaboratively, with a shared approach, goals and culture, the Council whānau can deliver best value for money, high-quality and cost-effective outcomes, and services for our community.

Thank you for your contribution to this process and particularly for supporting the earlier than usual timeframes to accommodate the change of Council in July 2024. We look forward to receiving your draft Statement of Intent by 19 January 2024.

Ngā mihi

Anne Tolley

COMMISSION CHAIR

Cc: Chad Hooker, CEO Bay Venues Limited - chad.hooker@bayvenues.co.nz

DRAFT



6 November 2023

Rosemary Protheroe
Chair, Tauranga Art Gallery Trust
108 Willow Street
Tauranga

By email: rosemary.protheroe@gmail.com

Tēnā koe Rosemary

Letter of Expectation from Tauranga City Council to Tauranga Art Gallery Trust for 2024-2025

We would like to thank the Tauranga Art Gallery Trust (TAGT) Board for their commitment to building strong relationships and aligning the organisation with Tauranga City Council's (Council) expectations.

We look forward to further collaborative work, particularly with enhancing Tauranga Art Gallery Trust's key partnership role in the Te Manawataki o Te Papa civic development plans.

Strategic direction and priorities

A new elected council takes office in July 2024, so we wish to provide them and our council-controlled organisations with clear intentions and pathways which deliver on priority community outcomes. In the Commission's remaining months at Council, we have a mandate to focus on delivery and finishing projects that have started, which will be reflected in the Long-term Plan 2024-2034.

Key aspects of the vision for the city agreed through previous consultation processes include investments in community facilities. This work will support having the facilities we need to make Tauranga a better place to live, for current and future residents and TAGT is a critical part of this vision.

Together we are implementing the building blocks for the city of the future.

Community outcomes

We have made a commitment to "put the community at the heart of everything we do" and to create a vibrant city. The *Our Direction Tauranga 2050* [document](#) provides Council's strategic framework which informs our community outcomes, guides decision making.

Our vision is *Tauranga, together we can prioritise nature, lift each other up, fuel possibility*. Council has developed Action and Investment Plans, which serve as roadmaps to deliver our strategies and TAGT has several actions to support within these plans.

We have chosen three aspects of the Our Direction framework for TAGT to include in the development of your Statement of Intent, which align with our strategic approaches:

- **We have a well-planned city which fuels possibility**

Tauranga is well-planned, with a variety of successful and thriving compact centres, resilient infrastructure, and community amenities.

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We appreciate TAGT's continued engagement in the Te Manawataki o Te Papa Civic Precinct development project, which will have significant and positive impacts on our city centre.

We acknowledge how the TAGT Board and Gallery staff have become a strategic partner of this once in a lifetime project and encourage this partnership to continue.

- **We are inclusive and lift each other up**

Tauranga is a city that recognises and promotes partnership with tangata whenua and diverse communities. We foster and grow our communities, celebrate differences and lift up those who are vulnerable.

We were pleased to see the appointment of a mana whenua representative to the TAGT Board this year. We also applaud the expansion of the Gallery's education and outreach initiatives and encourage the Gallery to continue to look for further opportunities.

We are looking forward to seeing the outcomes of the social return on investment piece of work, and the subsequent implications and opportunities from this research. This could include developing key performance indicators around greater diversity, cultural awareness, and accessibility.

- **We recognise we are an integral part of the wider Tauranga city centre, Bay of Plenty region and upper North Island**

Tauranga is a well-connected city, which makes a significant contribution to the social, economic, cultural and environmental wellbeing of the region. It is a vibrant city where we fuel possibility by fostering creativity, innovation, celebrating arts and culture and empowering change makers to create a vibrant city.

We encourage the Gallery to continue working with its city centre partners, including Downtown Tauranga.

We acknowledge TAGT's brand value is strengthened nationally through touring exhibitions, media coverage and invitations to participate in high profile events. We encourage them to explore further opportunities in this space as an additional revenue stream once the main Gallery has reopened.

Financial Prudence

While we acknowledge that the Gallery is going through a period of renewal over the next 12 months and there may be limited opportunities to increase revenue through corporate sponsorship etc, we appreciate the Gallery's efforts in working on increasing operational efficiencies. We would like to see financial prudence from TAGT, with a view to moving towards greater financial sustainability once the Gallery has reopened.

Accountability and Transparency

Council must demonstrate accountability for the public funds that it provides across the business and for not-for-profit organisations, ensuring funds are used for intended public-good outcomes.

We would like to see half yearly and annual reporting, with joint storytelling opportunities taken up in between these reports to engage the community. We would like to see the Board move towards publishing more information online about what it does and how it operates, for the community to access by 1 July 2024. We note that TAGT is subject to Local Government Official Information and Meetings Act 1987 requests, and we support more reporting and information being published.

We understand Council and TAGT are continuing to identify opportunities together to deliver greater alignment and operational efficiencies through shared service collaboration. We look forward to

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seeing this collaboration in action, increased efficiency, combined resource planning and Long-Term Plan planning in the coming year.

Board professional development

Council has a role in providing training, including the induction for new board members and the opportunity for them to attend *Te Kete ā Rohe: Cultural Connections*, an enriching two-day course. Council will look to provide additional training for board members in 2024.

We encourage TAGT to host another Board Intern for the 2024-2025 cohort, to increase diversity on the Board.

Statement of Intent

Council expects that the strategic priorities contained in this Letter of Expectation will be reflected in TAGT's Statement of Intent and supported by performance indicators measures where appropriate.

The Commissioners believe that by working collaboratively, with a shared approach, goals and culture, the Tauranga City Council whānau can deliver best value for money, high-quality and cost-effective outcomes, and services for our community.

Thank you for your contribution to this process and particularly for supporting the earlier than usual timeframes to accommodate the change of Council in July 2024. We look forward to receiving your draft Statement of Intent by 19 January 2024.

Ngā mihi

Anne Tolley

COMMISSION CHAIR

Cc: Sonya Korohina, Tauranga Art Gallery Director - director@artgallery.org.nz



6 November 2023

Russ Browne
Chair, Tourism Bay of Plenty
8 Wharf Street
Tauranga 3110

By email: russ@pkftauranga.co.nz

Tēnā koe Russ

Letter of Expectation from Tauranga City Council to Tourism Bay of Plenty for 2024-2025

We would like to thank the Tourism Bay of Plenty (TBOP) Board for their commitment to building strong relationships and aligning the organisation with Tauranga City Council's (Council) expectations.

We have seen significant progress in the engagement with TBOP and we look forward to furthering the collaborative work underway. This includes growing our community's understanding of the wider economic and social benefits that come from a healthy visitor economy, underpinning TBOP's social licence to operate.

We also look forward to working with TBOP and its leadership in the development and implementation of the Tauranga Moana (City Brand), further enhancing alignment opportunities across Council and our council-controlled organisations.

We acknowledge the ongoing programme of destination marketing and management activity that underpins TBOP's core business across the areas of; campaign promotions, trade and event marketing, cruise season facilitation, business events, visitor insights, data and iSITE operations.

Strategic direction and priorities

A new elected council takes office in July 2024, so we wish to provide them and our council-controlled organisations with clear intentions and pathways which deliver on priority community outcomes. In the Commission's remaining months at Council, we have a mandate to focus on delivery and finishing projects that have started, which will be reflected in the Long-term Plan 2024-2034.

We have six key priorities for the next ten years and beyond, which continue to reflect what we have heard through community consultation processes. These include revitalising the city centre, community spaces and facilities, and sustainability and resilience. Through TBOP's annual Statement of Intent, subsequent key performance indicators and work program, we acknowledge the important role you play as one of our key council-controlled organisations in the delivery of these priority Long-term Plan outcomes.

Together we are implementing the building blocks for the city of the future.

Community outcomes

We have made a commitment to "put the community at the heart of everything we do" and to create a vibrant city. The *Our Direction Tauranga 2050* [document](#) provides Council's strategic framework which informs our community outcomes, guides decision making.

Our vision is *Tauranga, together we can prioritise nature, lift each other up, fuel possibility*. Council has developed Action and Investment Plans, which serve as roadmaps to deliver our strategies and TBOP has several actions to support within these plans.

We have chosen three aspects of the *Our Direction* framework for TBOP to include in the development of your Statement of Intent, which align with our strategic approaches:

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- **We fuel possibility and vibrancy**

Tauranga is a vibrant city where we fuel possibility by fostering creativity, innovation, celebrating arts and culture and empowering change makers to create a vibrant city.

One of TBOP's core functions is to be an economic driver in the region and to increase Gross Domestic Product through tourism. We are keen to see continued emphasis on this economic focus, which will fuel vibrancy in the coastal Bay of Plenty.

TBOP is a key partner in the implementation of the [Tauranga Events Action and Investment Plan](#) and has a leadership role in both the facilitation, growth and leverage of business and key major events to support the visitor economy. We look forward to an engaged and collaborative approach between Council's events team and TBOP as we work together towards the goal of becoming the best host city in Aotearoa.

We would like to see focus on improving the social licence and storytelling around the value proposition of the cruise industry to Tauranga and wider Bay of Plenty region.

- **We are inclusive and lift each other up**

Tauranga is a city that recognises and promotes partnership with tangata whenua, values, culture and diversity, and where people of all ages and backgrounds feel included.

It has been fantastic to see the appointment of another aspiring director at the TBOP board table. We also commend the efforts of the impending appointment of a mana whenua board representative later this year.

We were pleased with TBOP's leadership in the Native Nations project and collaboration with Council's Takawaenga unit in development and launch of the Te Ara Whanui App. It would be great to see TBOP continuing to embrace initiatives aimed at celebrating diverse and indigenous cultures and ensuring their representation and inclusion in the tourism sector.

- **We value and protect our environment and prioritise nature**

Tauranga is a city that values our natural environment and outdoor lifestyle, and actively works to protect and enhance it.

We commend TBOP for their leadership in regenerative tourism and encourage TBOP to consider transitioning to alternative funding models for some of these initiatives. We would like to see TBOP's continued partnership on the Omanawa Falls project and other environmental projects which enhance tourism offerings and visitor spend. These should reinforce Council's Climate Action and Investment Plan which helps guide city-wide environmental focus areas.

Accountability and Transparency

Council must demonstrate accountability for the public funds that it provides across the business and for not-for-profit organisations, ensuring funds are used for intended public-good outcomes.

We would like to see half yearly and annual reporting, with joint storytelling opportunities taken up with Council in between these reports to engage the community and demonstrate the value of tourism to local residents. We would like to see the Board move towards publishing more information online about what it does and how it operates, for the community to access by 1 July 2024. We note that TBOP is subject to Local Government Official Information and Meetings Act 1987 requests, and we support more reporting and information being published.

We understand Council and TBOP are continuing to identify opportunities together to deliver operational efficiencies through shared service collaboration. We look forward to seeing this collaboration in action, increased efficiency, combined resource planning and Long-Term Plan planning in the coming year.

Board professional development

We wish to thank the Board for supporting the Council-Controlled Organisation Board Intern Programme, supporting greater diversity in governance and for hosting this year's Institute of Directors' Emerging Director. We applaud the Board for continuing with this programme, learning from, and providing mentorship for those launching their governance career.

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Council has a role in providing training, including the induction for new board members and the opportunity for them to attend *Te Kete ā Rohe: Cultural Connections*, an enriching two-day course. Council will look to provide additional training for board members in 2024.

Statement of Intent

Council expects that the strategic priorities contained in this Letter of Expectation will be reflected in TBOP's Statement of Intent and supported by key performance indicator measures where appropriate. We are looking for a focus on measures that can demonstrate the wider economic value that TBOP brings to the region.

In addition, we look forward to seeing TBOP continue to explore alternative funding streams to support tourism offerings in the coastal Bay of Plenty.

The Commissioners believe that by working collaboratively, with a shared approach, goals and culture, the Tauranga City Council whānau can deliver best value for money, high-quality and cost-effective outcomes, and services for our community.

Thank you for your contribution to this process and particularly for supporting the earlier than usual timeframes to accommodate the change of Council in July 2024. We note Western Bay of Plenty District Council will be providing Tourism Bay of Plenty with a separate Letter of Expectation for 2024-25 in December 2023, as per the standard timeframe.

We look forward to receiving your draft Statement of Intent by 19 January 2024.

Ngā mihi

Anne Tolley

**COMMISSION CHAIR
TAURANGA CITY COUNCIL**

Cc: Oscar Nathan, General Manager: Tourism Bay of Plenty, oscar@bayofplentynz.com

11.3 Water Services Reform Update - Post General Elections of 14 Oct 2023

File Number: A15157119

Author: Stephen Burton, Interface Lead: Three Waters Transition
Cathy Davidson, Manager: Directorate Services

Authoriser: Nic Johansson, General Manager: Infrastructure

PURPOSE OF THE REPORT

To provide a progress update on the Water Services Reform project, legislative update and the expected activities in coming months, in light of the general election result and expected change in approach to Water Services Reforms.

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Water Services Reform Update - Post General Elections of 14 Oct 2023".
- (b) Endorses the Water Services Reform project team to continue with the next steps, summarised as follows: -
 - (i) Continue to meet obligations under current Water Services Reform legislation, including significant or intended decisions.
 - (ii) Continue to contribute to national frameworks, such as National Engineering Design Standards.
 - (iii) Analyse and communicate impacts of alternative plans and associated legislation for Water Services Reform from incoming government.
 - (iv) Should changes arise, develop Tauranga City Council options to participate in revised Water Services Reform and provide a recommendation. On confirmation, regroup the project team to implement recommended approach.

DISCUSSION

1. All required legislation to establish the Water Service Entities (WSE) was enacted prior to the general election. Tauranga City Council (TCC) will continue to meet all obligations under this legislation.
2. With the result of the general election on 14 October 2023, a change in approach to Water Services Reforms is expected. Clarification of the incoming government's alternative plan to Water Services Reform is likely to be 2-3 months away. It is expected that this plan will include the repeal and replacement of the current legislation. At this point in time, it is unknown as to how extensive the changes will be.
3. Prior to the general election, the National Transition Unit (NTU) provided preliminary establishment dates for all WSE. For TCC, Entity C preliminary establishment date was advised as 1 October 2025. Effectively, TCC will be amongst the last councils/entities to implement transition processes. TCC have requested a meeting with NTU to discuss the justification for this date, as it is later in the NTU work programme than was anticipated. This meeting has not taken place as yet.
4. Transition Approach – NTU have established regional transition teams to focus on WSE establishment within regions. Vaughan Payne has been appointed as Regional Establishment Manager for WSE B, C and D, (Waikato, Bay of Plenty and Taranaki) reporting to the NTU and based in Hamilton.

5. Additional transition support funding has been confirmed via a funding contract variation. This ensures there is transition support funding for the period ending 31 December 2023. To date, all transition project costs have been met by the transition support funding provided by central government.
6. Leading up to the elections, project team members reduced their hours, given the uncertainty ahead. Until further clarification is made available by the incoming government, the project team will remain in a holding position.
7. Most NTU processes continue, albeit with a reduced commitment required from TCC. Current project activities are to: -
 - (a) Support development of national frameworks, including the National Engineering Design Standard (NEDS)
 - (b) Support the Customer, Data and Digital workstream. In preparation for data migration, the mapping of asset and customer data has been finalised. Additional data interrogation/mapping is on hold awaiting further direction.
 - (c) Provide regular internal communications to ensure staff are well informed and provide a forum for staff to raise questions/concerns. This particularly relates to the People and Workforce workstream.
 - (d) NTU have directly consulted with staff who are working more than 50% on water service provisions as part of the Position Review and Pathway Consultation. Determinations of pathways across to WSE C finalised on 02 October. NTU advised that any further staff consultations process will be paused. This only affects new staff to the City Waters team.
 - (e) Review, communicate and support potential NTU funding opportunities to develop Te Mana o te Wai statements.
 - (f) Support organisation design discussions to agree on functions and structure of new WSE.
 - (g) Continue with regular Local Transition Team meetings, and Mayoral and Chief Executive forums, with all councils across Taranaki, Bay of Plenty and Waikato.

NEXT STEPS

8. Continue to ensure TCC meet all obligations under the current Water Services Reform legislation.
9. As required, continue to contribute to national workstreams and frameworks, such as National Engineering Design Standards.
10. Analyse and communicate impacts of alternative plans and associated legislation for Water Services Reform from incoming government.
11. Develop TCC options to participate in revised Water Services Reform and provide a recommendation. On confirmation, regroup the project team to implement recommended approach.

ATTACHMENTS

Nil

11.4 Adoption of supporting documentation for the proposed Long-term Plan 2024-34**File Number:** A15174328**Author:** Sarah Holmes, Corporate Planner

Josh Logan, Team Leader: Corporate Planning

Tracey Hughes, Financial Insights & Reporting Manager

Kathryn Sharplin, Manager: Finance

Authoriser: Christine Jones, General Manager: Strategy, Growth & Governance**PURPOSE OF THE REPORT**

1. The adoption of the supporting documentation for the Long-term Plan (LTP) is a statutory requirement and provides the community with key components of the LTP for reference during consultation.
-

RECOMMENDATIONS

That the Council:

- (a) Receives the report.
 - (b) Adopts the following for the purposes of public consultation through the 2024-34 Long-term Plan consultation process:
 - (i) Statement of Proposal for the Draft Revenue and Financing Policy (**Attachment 1**)
 - (ii) Statement of Proposal for the Draft User Fees and Charges (**Attachment 2**)
 - (c) Adopts the supporting documentation for the proposed Long-term Plan 2024-34, including:
 - (i) Draft Policies (including draft Revenue and Financing Policy) (**Attachment 3**)
 - (ii) Draft Groups of Activities (**Attachment 4**)
 - (iii) Draft Performance Measures (**Attachment 5**)
 - (iv) Draft Significant Forecasting Assumptions (**Attachment 6**)
 - (v) Draft Underlying Financial Statements (**Attachment 7**)
 - (vi) Draft Financial Strategy (**Attachment 8**)
 - (vii) Draft Infrastructure Strategy (**Attachment 9**)
 - (viii) Draft User Fees and Charges (**Attachment 10**)
 - (d) Authorises the Chief Executive to make minor amendments to the documentation to ensure accuracy and correct minor drafting errors.
-

EXECUTIVE SUMMARY

2. The supporting documentation that accompanies the Long-term plan consultation document is part of communicating the LTP's proposed investments in Tauranga over the next ten years and inviting feedback on those proposals.

BACKGROUND

3. The Local Government Act 2002 (LGA) requires Council to adopt the information that supports the development of the consultation document and the LTP. Schedule 10 of the

LGA sets out the requirements for the final LTP document, this has been used to form the basis of the supporting documentation.

4. Most of the supporting documentation was adopted for audit at the Council meeting on 11 September 2023. Any major changes since, including as a result of the audit, have been outlined in this report.
5. The supporting documentation will be available on Council's website during the consultation period for public reference, but the legislation makes it clear that other than the draft policies, Council should not be consulting on the supporting documentation.

STRATEGIC / STATUTORY CONTEXT

6. The supporting documentation consists of key components that underpin the LTP, which as a whole, provides Council's investment plan in support of the intention for Tauranga to make strides towards achieving its community outcomes.

DISCUSSION

7. The supporting documentation for Council's 2024-34 LTP and draft consultation items are attached to this report as follows.
8. **Statement of Proposal for the Draft Revenue and Financing Policy (Attachment 1) and Draft Revenue and Financing Policy (within Attachment 3)** – The Draft Revenue and Financing Policy has been prepared on the basis of previous council discussions, and key changes to the 2021 policy have been outlined in the Statement of Proposal. The Local Government Act 2002 requires a separate Statement of Proposal for consultation. Minor changes were made as a result of the audit and through a final review.
9. **Statement of Proposal for the 2024/25 User Fees and Charges (Attachment 2) and Draft User Fees and Charges (Attachment 10)** – Council approved the draft user fees and charges at the 11 September 2023 meeting for audit. The statement of proposal outlines the changes made, and the reasons for those changes, and Attachment 10 includes the full schedule of user fees and charges for year 1 of the LTP. During a final review, a number of changes have been made:
 - (a) The fees for events on parks have been aligned to the Use of Council Land fees for commercial ticketed events and market events, due to these activities being of a similar commercial nature.
 - (b) A new fee has been added for registration and deregistration of Resource Consent bonds. It is a legal requirement to register most Resource Consent bonds against a property title, which incurs legal fees. Currently the legal fees are being charged as a disbursement, without allowing for staff time. The new \$750 fee includes the fees required to register/deregister the bond and includes staff time to coordinate and manage this process.
 - (c) A new fee has been added introducing a refundable asset protection bond for residential building consents with 3 or more dwelling units. The existing bond is \$1202 per residential property and there is no allowance for multi-units. The multiple unit bond ensures the bond holds the relative risk and cost (up to \$20,000) of potential damage to our infrastructure due to heavier and more frequent vehicle movements, and more tradespeople on site when multiple units are being constructed. Asset protection bonds are deposits only.
10. **Draft Policies (Attachment 3)** - All of these have been included in the policies supporting document for completeness:
 - Draft Revenue and Financing Policy (reviewed 2023 – as outlined in paragraph 8)
 - Draft Rates Remission Policy (reviewed 2022)
 - Draft Policy on the Remission and Postponement of Rates on Māori Freehold Land (reviewed 2022)

- Draft Rates Postponement Policy (reviewed 2022)
 - Significance and Engagement Policy (reviewed 2021)
11. **Draft Groups of Activities (Attachment 4)** – This document was approved for audit on 11 September 2023. The attachment includes information on what activities we undertake, and why, challenges for each activity, and our plans for the next ten years. The groups of activities attachment includes funding impact statements by activity, and capital programmes by activity. Minor changes were made as a result of the audit.
12. **Draft Performance Measures (Attachment 5)** – This document was approved for audit on 11 September 2023. The non-financial performance measures have been reviewed to streamline and ensure the measures relevant for the next ten years. Minor changes were made as a result of the audit.
13. **Draft Significant Forecasting Assumptions (Attachment 6)** - On 11 September 2023 Council approved Significant Forecasting Assumptions which represent the important trends and projections expected to affect the Council and the city, which form one of the essential building blocks in the development of the LTP. These key assumptions were used to provide a common set of data and direction for the organisation to use in its planning, to be used in conjunction with a wider set of corporate level assumptions and activity-specific assumptions. Minor wording changes have been made. The most significant changes and additions made since the assumptions were presented in September are:
- (a) CPI assumption (your costs) has been updated to reflect the most recent BERL report released by Taituarā in October 2023.
 - (b) Asset lives have been updated to correctly align with most recent valuation reports – previous lives were included in early 2023 and have since been updated but were not reflected in the assumptions document.
 - (c) Additional mitigation factors have been included for #25 'Revaluation of assets.
14. **Underlying Financial Statements (Attachment 7)** - underpin the summary financial information including rate and debt limits presented in the consultation document. The underlying financials include:
- Statement of financial position
 - Statement of comprehensive income
 - Whole of council funding impact statement
 - Statement of movements in equity
 - Statement of cash flows
 - Funding impact statement – proposed rates
 - Summary whole of council capital expenditure
 - Financial prudence disclosures
- These are based on the detailed information presented to Council on 11 September. Since September, these financials have been amended to incorporate:
- (a) opening balances arising from changes to the 2023 Annual Report.
 - (b) three waters adjustments calculated through our Ibis corporate planning system in place of high level manual adjustments. The main affect has been a reduction in debt in year 10 from \$1.8b to \$1.7b with associated operational cost reduction.
15. **Financial Strategy (Attachment 8)** - prepared in accordance with s101A of the LGA. The draft Financial Strategy was approved for audit by Council on 11 September 2023. The strategy includes statements on quantified limits on rates, rates increases and borrowing, all of which are outlined in the consultation document. It also confirms Council's ability to

provide and maintain existing levels of service and to meet additional demands within these limits. The most significant changes and additions are the following:

- (a) Adjustments to financials have been updated in the graphs and summary financials reflecting the amendments in paragraph 14.
 - (b) Inclusion of Appendix 4 Changes to Key Financials with Three waters included for Ten Years. The key financials show that in the event of Waters reform not going ahead, Council can remain within LGFA borrowing limits with its debt to revenue peaking at 275%. Based on increasing water and wastewater revenue by 10% per annum over the LTP, additional three waters capital of \$1.3b in the remaining 8 years of LTP could be accommodated. Net debt would increase to \$2.6b.
16. **Infrastructure Strategy (Attachment 9)** - Council's 30-year Infrastructure Strategy is a requirement of the LGA. The draft Infrastructure Strategy was approved for audit by Council on 11 September 2023. As a result of comments received at that time and advice from Audit New Zealand, a number of changes have been made to the document. The most significant addition is tables for all activities (including three waters) outlining the significant issues faced by council and options to address them, including the costs associated with each option.

FINANCIAL CONSIDERATIONS

17. All costs associated with the production of the Long-term Plan and community engagement can be met within existing budgets.

LEGAL IMPLICATIONS / RISKS

18. The Local Government Act 2002 sets the requirements for preparation of the LTP.

SIGNIFICANCE

19. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
20. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
- (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the issue, proposal, decision, or matter
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
21. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the supporting documentation is of high significance as its implementation will have a large impact on a wide range of people.











ENGAGEMENT

22. Taking into consideration the above assessment, that the supporting documentation is of high significance, the supporting documentation will be made available alongside the LTP consultation document during the consultation period for public reference.
23. As stated above the legislation makes it clear that other than the draft policies, Council will not be consulting on the supporting documentation.

NEXT STEPS

24. Once adopted for public consultation, the supporting documentation will be made available on the website for reference alongside the LTP consultation document from 15 November to 15 December 2023.

ATTACHMENTS

1. **Statement of Proposal - Draft Revenue and Financing Policy - A15245695 (Separate Attachments 1)** 
2. **Statement of Proposal - Proposed 2425 User Fees and Charges - A15245683 (Separate Attachments 1)** 
3. **Draft 2024-34 LTP Policies Section (Including Revenue and Financing Policy) - A15244052 (Separate Attachments 1)** 
4. **Draft 2024-34 LTP Groups of Activities - A15245624 (Separate Attachments 1)** 
5. **Draft 2024-34 LTP Performance Measures - A15245623 (Separate Attachments 1)** 
6. **Draft 2024-34 Significant Forecasting Assumptions for consultation - A15244414 (Separate Attachments 1)** 
7. **Draft 2024-34 LTP Other Supporting Financial Information - A15256106 (Separate Attachments 1)** 
8. **Draft 2024-34 LTP Financial Strategy - A15249210 (Separate Attachments 1)** 
9. **Draft 2024-34 LTP Infrastructure Strategy for consultation - A15249101 (Separate Attachments 1)** 
10. **2024-25 Draft User Fees and Charges - A15245708 (Separate Attachments 1)** 

11.5 2024-34 Long-term Plan - Adoption of consultation document**File Number: A15174966****Author: Sarah Holmes, Corporate Planner****Josh Logan, Team Leader: Corporate Planning****Authoriser: Christine Jones, General Manager: Strategy, Growth & Governance****PURPOSE OF THE REPORT**

1. The consultation document is the means for consulting with the community on the proposed 2024-34 Long-term Plan (LTP) under the Local Government Act 2002 (LGA).
-

RECOMMENDATIONS

That the Council:

- (a) Receives the report 2024-34 Long-term Plan - Adoption of consultation document.
 - (b) Approves the Consultation Document for the proposed 2024-34 Long-term Plan.
 - (c) Receives the audit opinion on the consultation document for the proposed 2024-34 Long-term Plan, pursuant to s93C (4) of the Local Government Act 2002.
 - (d) Adopts the audited Consultation Document for public consultation for the proposed 2024-34 Long-term Plan, using the special consultative procedure pursuant to s93 and s93A of the Local Government Act 2002.
 - (e) Authorises the Chief Executive to make any necessary minor drafting or presentation amendments to the consultation document before going to print.
-

EXECUTIVE SUMMARY

2. The consultation document is the primary mechanism for communicating the LTP's proposed investments in Tauranga over the next ten years and inviting feedback on those proposals.

BACKGROUND

3. The Consultation Document summarises the key proposals approved by council for the 2024-34 LTP, on which community feedback is sought. It also provides a summary of the key challenges facing council and the city.
4. The key challenges include:
 - Creating the spaces and places for our communities to connect, play and learn
 - Enabling more homes in our existing neighbourhoods and designing communities of the future in new growth areas
 - Revitalising our city centre so it once again becomes the beating heart of our city
 - Improving our transport network to make it easier and safer to get around
 - Reducing our impact on our natural environment and strengthening our ability to cope with our changing climate.
5. The consultation topics areas we are seeking community feedback on are:
 - Whether we commit to a Community Stadium at Tauranga Domain in this decade.
 - Whether we sell our two carparking buildings to raise capital for other city projects/help pay for the city centre transformation.

- Whether we introduce new targeted rates.
 - Whether we introduce a new industrial rating category.
6. Other ideas that we're seeking feedback on but won't be included in this LTP are:
- Whether we should provide more incentives for development to enable more people to live and work in the city centre, and;
 - Whether we explore SmartTrip variable road pricing to help reduce congestion and fund transport improvements.
7. This document has been reviewed by Audit New Zealand as required by the LGA and feedback and changes have been incorporated to meet requirements.

STRATEGIC / STATUTORY CONTEXT

8. The Consultation Document is a key contributor to the community's understanding of Council's strategic priorities and the community outcomes it is seeking for the city in the long-term.

FINANCIAL CONSIDERATIONS

9. All costs associated with the production of the LTP and associated community engagement can be met within existing budgets.
10. The financial impacts of the decisions included in the draft 2024-34 LTP supporting documents have been outlined in the consultation document.

LEGAL IMPLICATIONS / RISKS

11. The Local Government Act 2002 sets the requirements for preparation of the LTP. The LTP must be consulted and adopted before 30 June 2024.
12. Adopting the consultation document will enable consultation to occur before Christmas, giving the community an opportunity to have their say on the LTP. Timeframes for the development of the LTP have been brought forward due to the local elections occurring in 2024.
13. If the consultation document is not adopted at this time, the consultation period, hearings, and deliberations dates will need to be deferred and adoption of the final LTP will be delayed beyond April 2024.

SIGNIFICANCE

14. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
15. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
- (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the issue, proposal, decision, or matter
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
16. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the consultation document for the 2024-34 LTP is of high significance as it

has significant financial and level of service consequences for the city, and is of high public interest.

ENGAGEMENT

17. Taking into consideration the above assessment, that the Long-term plan is of high significance, the consultation document will go out for public consultation using the special consultative procedure under the LGA. This will be for a period of one month, from 15 November to 15 December 2023.

NEXT STEPS

18. The consultation document will be published on 15 November 2023, and consultation will close on 15 December 2023 at 5pm.
19. Hearings will be held from 12 February 2024, and deliberations on the feedback will be held from 4 March 2024.
20. The final LTP document is expected to be adopted by council on 22 April 2024.

ATTACHMENTS

1. **Tauranga City Council - LTP 2024-34 - Consultation Document - A15257631 (Separate Attachments 2)** 

11.6 Deliberations on the Options to Fund the Ratepayer portion of the Te Manawataki o Te Papa (Civic Precinct)

File Number: A15186386

Author: Malcolm Gibb, Contractor - Rating Review
Sheree Covell, Treasury & Financial Compliance Manager

Authoriser: Paul Davidson, Chief Financial Officer

PURPOSE OF THE REPORT

1. The report is to allow Council to deliberate on the submissions received from the community and decide whether to proceed with Option 1 to fund the ratepayer share of \$151.5 million for the Te Manawataki o Te Papa (Civic Precinct) using the Infrastructure Funding and Financing Act (IFFA) .

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Deliberations on the Options to Fund the Ratepayer portion of the Te Manawataki o Te Papa (Civic Precinct)".
- (b) Receives the 297 on-line submissions and four written submissions that were submitted prior to the consultation period closing at 5.00 pm on 6 October 2023.
- (c) Receives the verbal submissions presented at the Council meeting on the 16th October 2023.
- (d) Approves Option 1 for the funding of the ratepayer share of Te Manawataki o Te Papa (Civic Precinct) to be developed and further detail reported back to a future Council meeting.
- (e) Request staff to inform all submitters of this decision and the reasons for the decision.
- (f) Authorises the Chief Financial Officer (CFO) and Council's advisors to work with Crown Infrastructure Partners (CIP) and the relevant government ministries to continue with the development of an IFF Levy Proposal.
- (g) Request the CFO to report back to Council on the outcome of this process in March 2024 for Council to decide whether to proceed with an IFF Levy for Te Manawataki o Te Papa.

EXECUTIVE SUMMARY

2. At its meeting of 11 September 2023, Council adopted the consultation document for the options to fund Te Manawataki o Te Papa.
3. Public consultation on the consultation document was undertaken between 14 September and 6 October 2023. The consultation document presented two options to fund the community portion of Te Manawataki o Te Papa from a levy or rates.
4. There were two options provided in the consultation document. Option 1 to provide Infrastructure Funding and Financing (IFF) funding to contribute \$151.5 million to the delivery of the civic precinct - Te Manawataki o Te Papa – funded by an annual levy on all eligible properties. Option 2 to not pursue IFF funding and default to a rate funded loan.
5. There was good support for Option 1 over Option 2, although there were also key themes in the submissions which included the affordability of the project to both Council and to

ratepayers and some submitters who clearly do not support the decision to build Te Manawataki o Te Papa.

6. If Council decides to proceed with the IFF Levy process, there are further steps in the process which must be undertaken. These include CIP providing a funding proposal to Council once the Levy Proposal has been presented to the financial market and lenders have provided their terms and conditions of lending.
7. The Financing Proposal will be presented to Council in February 2024. Council will have the opportunity to decide whether the terms and conditions of lending are acceptable and are favourable to Council.
8. If they are not, Council can revert to Option 2 and have the community share of Te Manawataki funded by way of a rate funded loan and amend the draft 2024-34 Long-term Plan accordingly.

DISCUSSION

ONLINE AND WRITTEN SUBMISSIONS

9. Of the 301 submissions received, 189 supported Option 1 (63%) and 84 supported Option 2 (28%) and 28 didn't provide a response to the Option choice (9%). Of those who did provide a response, 67% supported Option 1 and 31% supported Option 2.
10. Table 1 provides further analysis of the submitters' preferences. While submitters may have chosen one of the two options for funding, it was evident that this choice for many submitters was conditioned.

Table 1 : Summary of Submissions

	Option 1		Option 2		No Option		Total	
	Number	%	Number	%	Number	%	Number	%
Positive Support	140	74%	51	61%	1	4%	192	64%
Conditioned Support	49	26%	33	39%	27	96%	109	36%
Total	189		84		28		301	

11. Overall, 64% of the submitters provided their support for both the project and a funding option. But 36% of the submitters may have selected an option but didn't support the project in some way. 47% of the submitters appear to be fully supportive of Option and understand the proposal based on what they have written.
12. While the consultation was targeted about how best to fund the community share of Te Manawataki o Te Papa, it was evident the conditioned support with both options (and the no option column).
13. The conditioning of support or otherwise from submitters was largely focused on
 - The affordability of the project for ratepayers to fund each year
 - The affordability of the project to Council and its levels of debt
 - Not supporting the project in the first place and/or a preference for Council to fund other priorities for the city instead.
14. Other themes which were evident was a recognition by submitters that
 - Ratepayers will pay whether by way of rates or levy and concern that ratepayers will pay more under Option 1.

- Given the complexity of the IFF levy, there was a concern that many ratepayers don't understand the proposal and the funding options.

VERBAL SUBMISSIONS

14. Five people presented their submissions at the Council meeting on the 16th October. A summary of the points raised by the submitters were

- Not supportive of the project and concerns about the consultation processes for Te Manawataki o Te Papa.
- Ratepayer pays regardless – rates or levy – and it's not affordable to them.
- Don't pretend Council has less debt, is more financial sustainable and can spend more - debt and rates have already gone up too much. More balance sheet capacity should not mean borrow even more money.
- Principle of openness and transparency should prevail and that many in the community don't fully comprehend they will still be paying by way of a levy.
- The Interest rate will be higher under IFF than a rate funded loan, so normal debt funding is a better option and Council has headroom to re-prioritise its capital expenditure.
- More analysis and detail needed on this proposal and the responses received from submitters.
- Concerns over the impact of a new government and the risk of changes which may occur.

STRATEGIC / STATUTORY CONTEXT

15. Council is able to progress this funding proposal with CIP under the provisions of the IFFA to secure long-term funding for Te Manawataki o Te Papa.

OPTIONS ANALYSIS

16. The advantages and disadvantages of progressing with the IFFA model have previously been reported to council in August 2022 and November 2022 when the proposal for the TSP was considered and approved. These remain the same for this proposal and were specifically considered at the Council meetings on 24th July 2023 and 11th October 2023.

There are two options being considered.

17. **Option 1 : Confirm commitment to the IFFA model (recommended).**

Advantages	Disadvantages
<ul style="list-style-type: none"> • Greater flexibility to fund future infrastructure projects than would be possible without IFFA funding. • Enables the cost of infrastructure to be spread over the life of the project enabling intergenerational equity. • A competitive financing process has been undertaken by CIP to ensure competitive rates for project financing. • Providing certainty of project funding 	<ul style="list-style-type: none"> • Higher cost of debt than council would expect from LGFA while balance sheet capacity remains. • There is a risk that base rates could move significantly prior to Financial Close of the IFFA transaction resulting in an increase in the required levy (or reduction in the IFFA funding provided). However, contingency has been built into the levy.

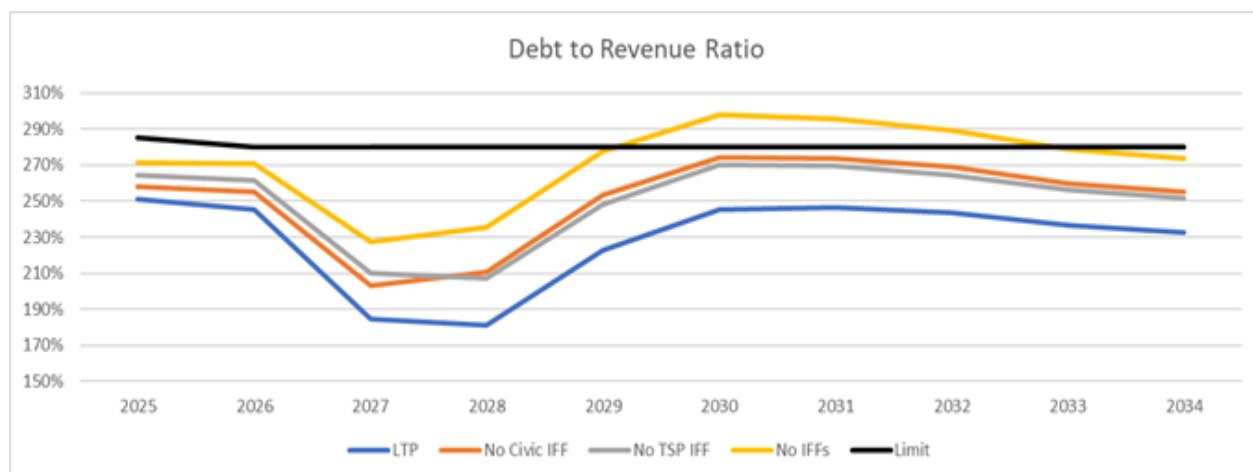
Advantages	Disadvantages
<p>and commitment to complete projects. This certainty is likely to be significant to external to council funding agencies.</p> <ul style="list-style-type: none"> • Benefit for future funding negotiations by demonstrating to the Crown and the public that council is making use of all reasonably available funding sources. • By retaining balance sheet capacity this lessens the risk that future additional debt retirement rates charges will be required. • Ensures the amount of the levy is certain over a long period of time. • Council has systems and processes set up for the TSP IFF levy which will be consistent for this proposal. 	<ul style="list-style-type: none"> • There is a risk that finance costs may move lower after the swap rate for this project financing is fixed, which is a feature of all fixed rate borrowing. • Rating agencies have confirmed that they will consider future levy amounts in their assessments of council's ability to implement future rates increases. Rating agencies have noted that the levy amounts are not material in their assessment at present. Also, to note that previously rates have been included to fund this project. This proposal replaces these rates with a levy.

18. Option 2: do not continue with the IFFA model.

Advantages	Disadvantages
<ul style="list-style-type: none"> • Council continues to borrow under existing treasury policy which has historically achieved relatively low-cost funding while council is able to maintain total debt levels within LGFA funding limits. 	<ul style="list-style-type: none"> • Reduces certainty of funding for these projects and for other council infrastructure expenditure. • May negatively impact on the ability to raise external funding due to a lack of long-term financing certainty and delivery of these projects. • Does not assist in alleviating council's balance sheet debt constraints, which is likely to result in the need to increase rates for balance sheet management. • Without protection of future balance sheet capacity, council is faced with reducing investment in needed infrastructure and/or increasing rates as the primary funding source.

FINANCIAL CONSIDERATIONS

19. The management of the long-term debt of Council is a crucial component of the draft 2024/34 Long-term Plan. It is evident when reviewing various funding scenarios, that there are significant benefits to funding the TSP and Te Manawataki o Te Papa by way of an IFF levy rather than rate funded loans. The blue line in the Graph below shows the forecast debt levels in the draft 2024/34 Long-term Plan. The Debt to Revenue ratio remains below 250%.
20. The yellow line in the Graph shows the impact of Council's debt level if the debt for both the TSP and Te Manawataki o Te Papa were to remain on Council's balance sheet. Clearly, Council would breach its debt limits set by LGFA by FY2029, if this occurred.

Graph 1 : Forecasts for Debt to Revenue Ratios

21. The orange line shows the impact on debt levels if the planned Civic Precinct IFF levy did not proceed, and Option 2 was approved. By FY2029 Council would be well above the 250% level and heading very close to the black limit line by FY2030.
22. The impact of this trend upwards would very likely require Council to source funds from the general debt market at higher margins and would also put downside pressure on council's credit rating. This would then also impact Council's access to and cost of borrowing which is predicted will by then be more than the forecast rates for the IFF levy anyway.

LEGAL IMPLICATIONS / RISKS

23. Council is being advised by external legal advisors and supported by the internal legal team. Council and its legal advisors are experienced in the IFF process.

CONSULTATION / ENGAGEMENT

24. The outcome of the consultation with the community is summarised in the report and Council is able to make a decision at this meeting.

SIGNIFICANCE

25. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
26. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
 - (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the proposal.
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
27. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the proposal is of high significance.

NEXT STEPS

28. The next steps, should council decide to proceed with Option 1, are to

- Commence IFFA process to complete an IFFFAAA and Monitoring Deed (Agreements between Council and CIP) and the Levy Proposal by November 2023
- Submit the IFFA Levy Proposal to the financial markets in January 2024
- Receive Financing Proposals from lenders by end of February 2024
- Council decision to proceed with a Financing Proposal
- Cabinet approvals April/May 2024
- Contractual Close at the beginning of May 2024

ATTACHMENTS

Nil

11.7 Temporary Alcohol-Free Areas for the 2023/2024 Events Season

File Number: A15215107

Author: Jenna Quay, Events Facilitation Manager

Authoriser: Barbara Dempsey, General Manager: Community Services

PURPOSE OF THE REPORT

- To approve the temporary alcohol-free areas for the 2023/24 events season.

RECOMMENDATIONS

That the Council:

- Receives the report "Temporary Alcohol-Free Areas for the 2023/2024 Events Season".
- In accordance with section 147B of the Local Government Act 2002, agrees that the proposed temporary alcohol-free areas are appropriate and proportionate in light of the evidence; and justified as a reasonable limitation on people's rights and freedoms.
- Resolve under clause 8 of the Alcohol Control Bylaw 2018 to implement temporary alcohol-free areas to support event operations across Tauranga as follows:

Fergusson Park	Fergusson Park including Tilby Drive from the intersection of Tainui Street and Waratah Street (all inclusive) from 10am, 31 December 2023 to 6am, 1 January 2024.
Gordon Spratt Reserve	Gordon Spratt Reserve and Alice Way (all inclusive) and Parton Road (between Tara Road and Papamoa Beach Road) from 10am, 31 December 2023 to 6am, 1 January 2024.
Tauranga Racecourse Reserve	Tauranga Racecourse Reserve from 10am, 31 December 2023 to 6am, 1 January 2024.
Soper Reserve	Soper Reserve and Newton Street (all inclusive) from 10am to midnight, 17 February 2024.

- Resolve under clause 8 of the Alcohol Control Bylaw 2018 to implement temporary alcohol-free areas surrounding Mercury Baypark from 10am, 31 December 2023 to midnight, 7 January 2024 as follows:

Proposed alcohol-free area for key events at Mercury Baypark	
Girven Road	From Gloucester Road to State Highway 2
State Highway 2	From Girven Road to Sandhurst Drive
Te Maunga Lane	All inclusive
Truman Lane	All inclusive
Mangatawa Link Road	All inclusive
State Highway 29A	From Truman Lane to the intersection with State highway 2 (including the roundabouts)
Gloucester Road	From Eversham Road to Girven Road

Eversham Road	All inclusive
Tudor Place	All inclusive
Palliser Place	All inclusive
Harrow Place	All inclusive
Exeter Street	All inclusive
Lambeth Terrace	All inclusive
Dover Place	All inclusive
Weymouth Place	All inclusive
Eversham Road Reserve	All inclusive
Kingsley Place	All inclusive
Penrhyn Place	All inclusive
Ernie Way	All inclusive
Hadleigh Reserve	All inclusive

EXECUTIVE SUMMARY

- The Alcohol Control Bylaw 2018 (the Bylaw) provides for Council to resolve temporary alcohol-free areas where no person is allowed to bring in, possess, or consume alcohol in a public place for a specified time and/or event (temporary alcohol-free area).
- This report seeks Council approval for temporary alcohol-free areas to support safe hosting of a number of events across Tauranga this summer.

BACKGROUND

- The purpose of the Bylaw is to control the consumption of alcohol in public places to reduce potential alcohol-related harm. As well as setting out permanent alcohol-free areas, clause 8 of the Bylaw states Council may, by resolution, prohibit the consumption, bringing and possession of alcohol on or in a public place for a time period and/or event specified in that resolution (temporary alcohol-free area).
- Each year temporary alcohol-free areas are put in place around a number of events across the city. This supports NZ Police to manage any potential alcohol-related disorder, supports minimising the risk of alcohol related harm at and around these events and supports event organisers operations.
- The attached letter (attachment A) from NZ Police outlines the events where temporary alcohol-free areas have been requested, this request is also supported by staff to support event operations. This enables NZ Police to better support the community celebrations and concerts and minimise any potential alcohol related crime and disorder.
- The request covers three of the five Tauranga City Council New Year's Eve (NYE) community events where permanent alcohol-free areas are not already in place, events over the holiday period at Mercury Baypark, and an event at Soper Reserve.
- The tables below set out the proposed temporary alcohol-free areas.

Fergusson Park	Fergusson Park including Tilby Drive from the intersection of Tainui Street and Waratah Street (all inclusive) from 10am, 31 December 2023 to 6am, 1 January 2024.
Gordon Spratt Reserve	Gordon Spratt Reserve and Alice Way (all inclusive) and Parton Road (between Tara Road and Papamoa Beach Road) from 10am, 31 December 2023 to 6am, 1 January 2024.

Tauranga Racecourse Reserve	Tauranga Racecourse Reserve from 10am, 31 December 2023 to 6am, 1 January 2024.
Soper Reserve	Soper Reserve and Newton Street (all inclusive) from 6am to midnight, 17 February 2024.

9. Temporary alcohol-free areas are not required for the NYE community celebrations planned for the Tauranga city centre and Blake Park, Mt Maunganui. These event sites are within an existing alcohol-free area.
10. A temporary alcohol-free area, covering the streets identified below is proposed from 10am, 31 December 2023 to midnight, 7 January 2024 to support NZ Police during the concerts that are taking place at Mercury Baypark between these dates.

Girven Road	From Gloucester Road to State Highway 2
State Highway 2	From Girven Road to Sandhurst Drive
Te Maunga Lane	All inclusive
Truman Lane	All inclusive
Mangatawa Link Road	All inclusive
State Highway 29A	From Truman Lane to the intersection with State highway 2 (including the roundabouts)
Gloucester Road	From Eversham Road to Girven Road
Eversham Road	All inclusive
Tudor Place	All inclusive
Palliser Place	All inclusive
Harrow Place	All inclusive
Exeter Street	All inclusive
Lambeth Terrace	All inclusive
Dover Place	All inclusive
Weymouth Place	All inclusive
Eversham Road Reserve	All inclusive
Kingsley Place	All inclusive
Penrhyn Place	All inclusive
Ernie Way	All inclusive
Hadleigh Reserve	All inclusive

11. In accordance with the legislation, the proposed temporary alcohol-free areas are proportionate responses and place reasonable limitations of people's rights and freedoms. The time periods for the proposed alcohol-free areas reflect the time period of concern for potential alcohol related crime and disorder.

STRATEGIC / STATUTORY CONTEXT

12. The proposed temporary-alcohol free areas are consistent with the purpose of the Bylaw to reduce alcohol-related harm in our community.

OPTIONS ANALYSIS

13. The table below outlines the advantages and disadvantages of approving the temporary alcohol-free areas.

Option		Advantages	Disadvantages
1	Approve the temporary alcohol-free areas (recommended)	<ul style="list-style-type: none"> NZ Police are better enabled to successfully limit alcohol harm and manage public disorder in public places to support events and minimise alcohol related harm and disorder. NZ Police are provided with an additional tool to assist in the provision of a safer environment for the community. The community can enjoy a safer environment in these areas and when attending events, or as residents of the area. 	<ul style="list-style-type: none"> Some residents and visitors may view the proposed temporary alcohol-free areas as being too restrictive.
2	Do not approve the temporary-alcohol free areas	<ul style="list-style-type: none"> Nil 	<ul style="list-style-type: none"> The ability of NZ Police to successfully limit alcohol related harm and manage public disorder in public places around events would be reduced.

FINANCIAL CONSIDERATIONS

14. There is a small cost to Council to adhere to the regulatory requirements around public notice and temporary signage installation. This is within budgets.

LEGAL IMPLICATIONS / RISKS

15. The proposed temporary alcohol-free areas reduce the risk of increased alcohol harm and public disorder.
16. A minimum of 14 days public notice of the temporary alcohol-free areas must be made for NZ Police to have the power to enforce the temporary alcohol-free areas (s170 LGA 02).

CONSULTATION / ENGAGEMENT

17. As clause 8 of the Bylaw provides Council with the power to put in place temporary alcohol-free areas, public consultation is not required. Public consultation was carried out when the Bylaw was developed.
18. Staff have worked with NZ Police to determine the proposed temporary alcohol-free areas. Although Council have the power to make the bylaw and put in place the alcohol-free areas it is NZ Police that enforce these.

SIGNIFICANCE

19. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
20. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
 - (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the decision.
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
21. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the decision is of low significance.

ENGAGEMENT

22. Taking into consideration the above assessment, that the decision is of low significance, officers are of the opinion that no further engagement is required prior to Council making a decision.
23. If Council decides to approve the proposed temporary alcohol-free areas all residents in the temporary alcohol-free areas surrounding the events will be informed by email or letter, along with the required public notice.
24. All temporary alcohol-free areas will be on Council's website. Each event organiser or venue will include the information in their resident letter drops.

NEXT STEPS

25. In accordance with the Bylaw, public notice will be given prior to the temporary alcohol-free areas taking effect and Council will erect temporary signage to inform people of the temporary alcohol-free area. This will ensure NZ Police can exercise the power of search under the LGA 2002.

ATTACHMENTS

1. **NZ Police Letter for Temporary Alcohol-Free Areas 2023/2024 - A15208362**  



13 October 2023

Jenna Quay
Event Facilitation Manager
Tauranga City Council
TAURANGA

Temporary Alcohol-Free Areas – 2023/2024 Summer Events

This letter is to request temporary alcohol-free areas over the summer period in addition to the permanent and New Year alcohol-free areas as defined in the Tauranga City Council Alcohol Control Bylaw 2018. These additions to the permanent alcohol-free areas request has been implemented a number of years now and works well to support large scale events happening in Tauranga.

The temporary alcohol-free areas implemented in previous years have contributed to enhanced Police operations and a safer environment for the community during the summer period and during the identified events. Therefore, NZ Police request the below temporary alcohol-free areas to support Police operations:

- Fergusson Park including Tilby Drive from the intersection of Tainui Street and Waratah Street (all inclusive) in Matua from 10am, 31 December 2023 to 6am, 1 January 2024 for the New Year's Event community event.
- Gordon Spratt Reserve and Alice Way (all inclusive), and Parton Road (between Tara Road and Papamoa Beach Road) in Papamoa from 10am, 31 December 2023 to 6am, 1 January 2024 for the New Year's Event community event.
- Tauranga Racecourse Reserve in Tauranga South from 10am, 31 December 2023 to 6am, 1 January 2024 for the New Year's Event community event.
- The streets identified in table one below surrounding Baypark to support the concerts at the venue during the period from 10am, 31 December 2023 to midnight, 7 January 2024. The proposed area also covers the park and ride location at Toi Ohomai.

Safer Communities Together

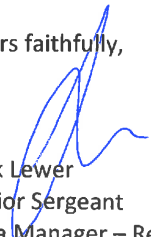


Baypark area requirements	
Girven Road	From Gloucester Road to Maunganui Road
Maunganui Road	From Girven Road to State Highway 2
State Highway 2/Te Maunga Lane	From Maunganui Road to Sandhurst Drive
Truman Lane	All inclusive
Mangatawa Link Road	All inclusive
State Highway 29A	From Truman Lane to Maunganui Road/Te Maunga Lane (including the roundabouts)
Gloucester Road	From Eversham Road to Girven Road
Eversham Road	All inclusive
Tudor Place	All inclusive
Palliser Place	All inclusive
Harrow Place	All inclusive
Exeter Street	All inclusive
Lambeth Terrace	All inclusive
Dover Place	All inclusive
Weymouth Place	All inclusive
Eversham Road Reserve	All inclusive
Kingsley Place	All inclusive
Penrhyn Place	All inclusive
Ernie Way	All inclusive
Hadleigh Reserve	All inclusive
Windermere Drive	All inclusive

- Soper Reserve and Newtown Street (all inclusive) from 6am, to midnight, 17 February 2024 for the event at Soper Reserve (Beast of a Feast).

Please do not hesitate to contact myself or Inspector Clifford PAXTON if you have any further queries regarding the Police stance on this matter.

Yours faithfully,


 Nick Lewer
 Senior Sergeant
 Area Manager – Response
WESTERN BAY OF PLENTY POLICE

Safer Communities Together

11.8 Executive Report

File Number: A15239262

Author: Nic Johansson, General Manager: Infrastructure
Barbara Dempsey, General Manager: Community Services
Paul Davidson, Chief Financial Officer
Christine Jones, General Manager: Strategy, Growth & Governance
Alastair McNeil, General Manager: Corporate Services
Sarah Omundsen, General Manager: Regulatory and Compliance
Gareth Wallis, General Manager: City Development & Partnerships

Authoriser: Marty Grenfell, Chief Executive

PURPOSE OF THE REPORT

1. To provide updates on key projects and activities.

RECOMMENDATIONS

That the Council:

- (a) Receives the "Executive Report".

INFRASTRUCTURE

Capital Programme Assurance Division

2. The Capital Programme Assurance Division (CPAD) team was formed in March 2021 and until recently, was only operating with a staff of two. The team is now fully-resourced with five staff, providing support to the organisation in the form of project management tools, reporting and guidance on the delivery of the capital programme. Over this period, the organisation has raised its project delivery maturity, while also increasing its capacity to deliver a larger capital programme.
3. Key achievements over this period include: development and implementation of standardised processes and tools (cost estimation, scoping documents, risk management, governance guidance; Stage Gate reviews and approval; consistent reporting on projects and programme progress; and training and development of project management staff.
4. The team will provide a renewed focus on delivering to the organisation, improved insights on performance and information to assist decision-making.

Waters

5. Completed – International Accreditation NZ (IANZ) Audit - The Tauranga City Council laboratory has passed its IANZ audit, which is the international accreditation that underpins the authority's ability to test drinking water, wastewater and stormwater samples for both Tauranga City Council and Western Bay of Plenty District Council.
6. The Water New Zealand Conference and Expo 2023 in Wellington in October had our water team winning the Best Project Award (premier award). The health and safety award was also won by the City Waters project team, Chris Thomas (Project Manager), and Bay Dynamics. The presentation titled 'Using Modern Technology (remote operated vehicle) To Solve Problems, Te Maunga Wastewater Outfall' recognised the innovation of this project and what can be achieved by thinking outside of the box. Putting a purpose-built device up a submerged pipe is safer in every way than requiring human entry.

7. The photograph below shows Bay Dynamics, Tauranga City Council and the Waste Water Management Review Committee Tangata Whenua members with the three trophies won at the Water Conference.



8. Peter Bahrs, Water Services Manager Tauranga City Council, and Ryan Orr from GHD were awarded the accolade for Best Presentation for the Water Watchers programme. This was out of about 90 presentations, so high praise for the effort put in.



9. Wally Potts was awarded Honorary Life Membership of WaterNZ for his contribution to the water sector.

Transport

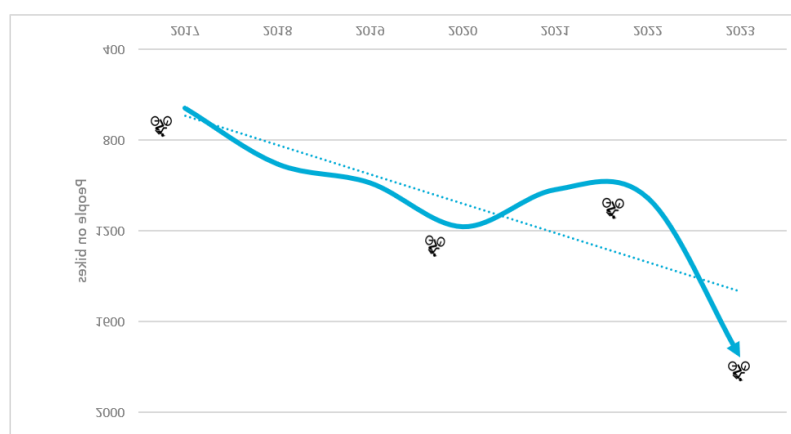
10. Completed – Collaboration with Fire Station. Tauranga City Council was approached by fire station staff after the section of Cameron Road outside the station was completed. They were concerned about the risk of cyclists and pedestrians on the footpath not stopping as engines come out of the station. While there have been no instances of this, they were concerned that as the numbers of people using the footpath build up, it may be a future issue. Vehicles on Cameron Road are stopped by traffic signals connected to the station doors. The team developed and installed the following solution for pedestrians and cyclists. The system is solar powered. When the main station doors open fully, the signs light up and beep to warn users travelling from either direction. The amber dots “wig wag” when operating.



11. Planning – Waka Kotahi Funding. The transport team applied to Waka Kotahi for an increase in operational funding for the current financial year to cover the increased maintenance spend across the network on aspects such as road marking, road renewals, footpaths, mill and fills etc. The increased expenditure reflects a backlog of maintenance work and the impacts of the wet previous 12 months. Waka Kotahi has allocated an additional \$7.7m to Council to cover this increased expenditure.
12. The way we are moving around is changing. Comparing cycle counts for this year up to 25 October 2023 compared to 2022. In 2023, there were 522,298 cycle trips undertaken, averaging around 40,000 per month. This equates to an average 46% increase compared to the previous year.
13. Figure 1: Year to date cycle trips compared to the same period in 2022.

Site	Total		(%) change from 2022
Bellevue Road	39,276	↑	31
Chapel St / Cameron Rd	38,114	↑	99
Devonport Rd (3rd Ave)	34,428	↑	23
Harbour Bridge Path	95,080	↑	14
Hull Rd toward Maunganui Rd	24,061	↔	7
K Valley West (sealed)	49,576	↓	-8
Ranch Road	21,500	↑	155
Takitumu Dr. path (3rd Ave)	16,382	↔	1
TEL Path Cyclist	24,187	↓	-12
Totara Street	95,198	↑	26
Turret Rd	52,971	↑	173
Waihi Road	17,296	↑	30
Wairoa River Bridge Cycleway	14,229	↑	57
Total	522,298	↑	46

14. Trend analysis has also been undertaken since 2017. Average daily trips on key routes is 1,756 compared to 659 in 2017. Weekend average daily trips are averaging 1,527.
15. Figure 2: Trend analysis on key routes between 2017 to 25 October 2023



16. Use of e-scooters is also trending upward. As of March 2023, there have been a total of 391,000 trips since 2021. 18,000 average monthly trips in 2023, which is a 58% increase since 2021.

Sustainability & Waste

17. Underway – Regional Waste Infrastructure Analysis. Eunomia Consulting is undertaking a Regional Waste Infrastructure Analysis, which will identify regional waste infrastructure requirements and opportunities for the short-, medium-, and long-term. On 20 October, recommendations will be presented to all relevant councils (Kawerau, Opotiki, Rotorua, Tauranga, Whakatane, Western Bay of Plenty and Bay of Plenty Regional Council). A business case will then be finalised outlining the regional investment required in waste infrastructure and this will be presented to the Commissioners before deliberations on the Long-term Plan.
18. Underway – A Disaster Waste Management Plan is being prepared to ensure the effective management of all types of waste in the event of a disaster. Learnings from the recent floods in Auckland and the Hawke's Bay will guide the preparation of this plan.
19. Underway – Tauranga Moana Futures Programme: Climate projects. The Climate & Sustainability team supported the appointment of five undergraduate students to complete summer research projects for us as part of the Tauranga Moana Futures programme. Students will measure Tauranga's tree canopy, communicate the value of Tauranga's notable trees, conduct a lifecycle assessment of urban green roofs, investigate policy levers for implementation, and assess which council sites are best suited for rainwater capture systems. Projects start at the end of November and end with a showcase of research findings in early-February.
20. Completed – Science, Technology, Engineering and Maths (STEM) Festival. The Waste Programmes and Partnerships team partnered with The House of Science to attend the Tauranga STEM fest. They created a rubbish-sorting game and taught children about the importance of recycling paper and cardboard by making micro green planters. This was a great event with lots of engaging conversations with children and parents about recycling.

COMMUNITY SERVICES

21. The subject headings below include the most relevant community outcome, however many do contribute to the other outcomes.

Tauranga Matarauui – An inclusive city

22. During the spring school holidays, approximately 500 children attended Library activities involving songs, stories, crafts, drama and digital. The libraries also ran a scavenger hunt, a 'design your dream library' competition and an online reading challenge to encourage reading over the holidays.



23. The Contact Centre has started an 8-week trial to sign callers up to Tauranga City Council's Let's Talk publication – where customers can receive information and can provide feedback about projects and events in the city and in their respective neighbourhoods. So far, roughly 1 in every 5 customers is signing up.

24. The Hot Pink Walk happened on Wednesday 4 October, raising both funds and awareness for Breast Cancer. This event demonstrates our commitment to bringing people, events, and energy back to our city centre. Approximately 3,000 people participated, walking 5km through our city centre. The Wharf Street lights were changed to a vibrant shade of pink to set the scene. Council proudly supported this event delivered by the Breast Cancer Support Service.



25. Event Industry Capability Workshop - Managing Incidents at Events: The Event Facilitation team delivered its latest capability session for the local events industry at The Cargo Shed on 21 September, with strong attendance by local event organisers, CCOs and representatives from other Bay of Plenty council events teams. An overview of the city centre redevelopment was given by Gareth Wallis, and the Incident Management workshop was facilitated by Adam Lynch, Reliance Risk. This workshop served as a valuable platform for knowledge-sharing and ensuring our event organisers are prepared for the approaching summer season. It was also an opportunity to showcase The Cargo Shed as a venue to our network of event organisers.



26. Project planning is underway for the development of the youth 'special interest group'. The Rangatahi Advisor is committed to planning and implementing the establishment of a formalised, functional and diversely represented group of young people who will provide a strong youth voice to council, including providing feedback on a range of Council projects and initiatives.
27. Council participated in 'Welcoming Week – Te Wiki o Manaaki' from 1 to 10 September, with a number of events delivered focusing on welcoming and inclusion. Events included Cultural Safety training for organisations working with individuals/families from ethnic communities, a multicultural potluck lunch with Volunteering Services and Multicultural Tauranga at the Historic Village, a Cultural Connections bus tour for newcomers (facilitated by Te Pou Takawaenga) and a Te Tiriti o Waitangi education workshop for migrants.
28. Community Development has been analysing and preparing the dashboard and 23 sector reports sharing the data collected from Whakahou Taketake Vital Update – Tauranga 2023.

With over 6,000 responses from Tauranga residents, many from communities and whanau who don't usually engage with Council, there is a wealth of information which will support staff and many community organisations to continue the important mahi they do. The dashboard and reports will be available for use from 21 November.

29. Pilot Project – “Supper Support”. There is significant inequity in our city, with many people struggling to meet basic needs such as housing and food and clothing, and who lack access to essential services. Supper Support aims to reach people aged 65+ who are struggling to afford food. It is a community-led project between Foodbank, Good Neighbour, Age Concern, and Here 2 Help U (with Council supporting). During this initial three-month period, support has been provided to 36 households, delivering a total of 115 pre-cooked meals. It's disheartening to learn that many individuals in our older community are facing financial challenges and are struggling to cover essential expenses such as rent, living costs and food.
30. Tauranga Service Guide for older persons - In collaboration with Age Concern, we've developed the Tauranga Service Guide for older persons. Our goal is to connect individuals with essential services in our city. This user-friendly brochure, featuring large font and easy-to-read content, offers an outline of contacts for various issues, including transportation, emergencies, noise control, healthcare, financial matters, civil disputes and digital assistance.

Spring Fest 2023

31. Celebrating the International Day of Older Persons, Spring Fest provided a special week of community-led events that celebrated our older community. Events ranged from social get-togethers and cooking lessons to sports games, film clubs and fitness sessions. With over 60 free events taking place across the city, there was something for everyone to enjoy. It was fantastic to showcase just how much is available for our older community to get involved in. With over 3,700 people visiting the Spring Fest website, 1,000 brochures flying out the door, and over 50,000 people hearing the Spring Fest ads on the radio, we had great reach in our community.
32. The library supported Council's Spring Fest celebration with two Living Library events, organised in conjunction with Volunteering Services. A living library presents an opportunity for enthusiastic conversations and connections to be made between older people and children.
33. The Kainga Tupu Taskforce has recently undertaken a review of the Western Bay of Plenty Homelessness Strategy and Action Plan, to affirm its vision, priorities and action areas. The document will shortly be circulated to the Homeless Provider Network, which consists of the many organisations throughout the Western Bay sub-region which work directly with whanau who are experiencing homelessness, providing vital support to some of our most vulnerable residents. Once finalised, the Taskforce and Homeless Provider Network will implement the strategy and action plan and continue their invaluable mahi to advocate for housing and support for all of our residents, and to prevent, where possible, homelessness in the Western Bay of Plenty.

Tauranga Taurikura – A city that values, protects and enhances our environment

34. Work has been completed on the remediation of a number of slips at McLaren Falls Park which resulted from the storms earlier in 2023. The work included installation of retaining and stabilisation of the slips; and reconstruction of the road network.



35. Maunganui Road Reserve – with support from the Urban Forest team, the scheduled improvements to Maunganui Road Reserve that have taken place over the last year are now complete. The reserve is located between the Mount Maunganui Library and Zespri on Maunganui Road. Bespoke seating with shade has been installed, and this space is a great nook that can be used for social gatherings, or as a storytelling area for the adjacent kindergarten and library. It can also be reconfigured to use as a small performance space (by request to the events team). In October 2022, gardens were created and four large pohutukawa were transplanted with the blessing of local hapu and with assistance from Zespri volunteers. This month, four large nikau have been planted to add to the ambience of the reserve.



36. The Green Room initiative – Baycourt has recently completed ‘The Green Room | Te Rūma Kākāriki’ programme, a free, 12-week sustainability initiative designed to encourage the coastal Bay of Plenty’s visitor sector to work towards a net zero carbon and regenerative future. Funded by Bay of Plenty Regional Council and launched by Tourism Bay of Plenty, The Green Room was developed to help organisations to start or continue a sustainability journey. While Baycourt had some existing sustainability and accessible/inclusive practices in place, participating in the programme has already resulted in further positive changes, including enhanced recycling practices, reduction of electricity consumption through operational improvements (e.g. turning off the large LED marketing wall overnight and purchasing more energy efficient hospitality equipment). The learnings will also be applied to longer-term Baycourt projects and initiatives.

Tauranga - Tātai Whenua – A well planned city

37. The upgraded Gordon Spratt Skatepark was opened to the public in September. The park has proven extremely popular and is packed with children most weekends and during the school holidays.



38. The LIM team has changed standard wording for report templates to reflect the updating of natural hazard data modelling that has been rolled-out recently across the city. This includes new slope hazard information; new landslide susceptibility data showing areas across the city which are susceptible to landslides triggered by rainfall and earthquakes; a geotechnical study of the Maungatapu Peninsula which provides an in depth look into the recent slips in the area and potential actions to mitigate further slips; and new tsunami inundation information.
39. As part of the museum development through Te Manawataki O Te Papa, the museum is holding wananga/workshops to progress stories that reflect our histories and have contributed to the building of our city.

Exercise Tāwhirimātea - The Emergency Management team hosted a desktop exercise on 13 October called Exercise Tāwhirimātea. The discussion-based exercise brought together all functions of the Emergency Operations Centre (EOC) to simulate a response to a severe weather event. A fantastic turnout of 60+ staff attended and brushed-up on their skills for when the real thing happens.

40. New Tsunami Maps – The Blue Zone. After a long and sometimes difficult journey, the new tsunami maps have been rolled out across the region. The new maps display one ‘blue zone’ rather than three different colours, to make it easier for the public to understand. Our Senior Advisor Emergency Management played a key role, ensuring that the roll-out was as smooth as possible. Keep an eye out across the city as the new maps are put in place.



41. A Tauranga Youth Space Partnership workshop was delivered on 27 September, with 47 youth sector stakeholders engaged. Participant feedback was positive and there is unanimous agreement on the focus to develop partnership-based, localised youth hubs/spaces across Tauranga, and supporting and investing in existing spaces/services to achieve this. The next workshop is scheduled for 28 November, to engage young people and whanau alongside sector leaders and kaimahi and ensure there is an effective youth.

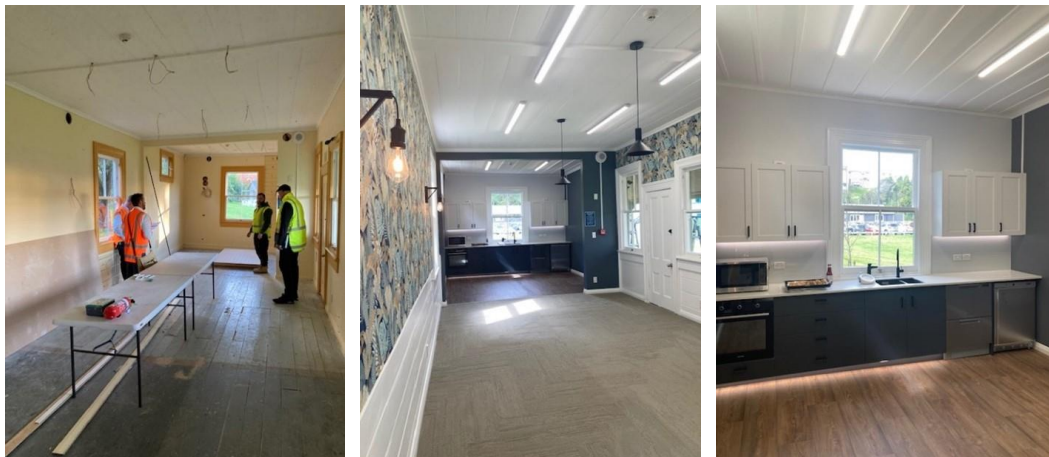
Tauranga Ara Rau – A city that we can move around easily

42. The Papamoa Pathway was opened to the public in September. The 3km shared pathway links Papamoa Domain to the Parton Road beach accessway. Community feedback has been positive and the path is already well-utilised.



Tauranga a te kura – A city that supports business and education

43. Building 64, known as Durham Barracks and located at The Village Green in the Historic Village, has recently undergone an interior fit-out and is now ready to join the portfolio of venues offered by the Venues and Events team for meetings and events. While the exterior of the building was renewed in 2019, the interior required substantial improvements. The fit-out now includes a self-contained kitchenette, fresh paint, upgraded lighting, new carpets and vibrant wallpaper. A small project, but a huge transformation into a desirable function/meeting space for the Village team.



44. Golf Road - Downer has been awarded the contract for the civil works to be undertaken at 64 Golf Road. The scope of work to be undertaken includes the formation of a new car park, associated infrastructure, and the importation of fill onto one of the former bowling greens to set the foundation for the new playcentre to be developed on the site. The site was handed over to Downer on 6 September. Work is scheduled to be completed in November and the site will then be handed over to the Mount Maunganui Playcentre, so that the construction of the new playcentre can commence. The new building is tentatively scheduled to open in April 2024. The blessing for the project was held on 6 September and the Mount Playcentre Tamariki provided the waiata and karakia, marking a positive and inclusive start to the project.



45. Library - Public parenthood talks were held with local subject experts Dorothy Waide and Heather Downs. Dorothy addressed supporting parents through their first six months of parenthood, while Heather talked about dyslexia and the common myths.



46. The ongoing Library Law series saw lawyers from Lyon O'Neale Arnold speaking on four popular law topics in sessions at He Puna Manawa and Pāpāmoa library. The lawyers explained the ins and outs of family trusts, power of attorney, property purchasing, and relationship property law. These sessions are done pro-bono and were well-received and attended.
47. New digital programmes are in full swing at the library, with a re-launch of Tech Talks and Adult computer classes to support digital upskilling in the community. A children's digital hangout has started, where kids can come along after school and experiment with some of our digital equipment. Demand for outreach services has been high, on top of our regular outreach talks to older people, including 120 people from Bay Prime Timers. Staff also attended Tauranga Stem Festival. At the end of October, we will be at Pasifika in the Bay doing the same, promoting the library and raising awareness of Te Manawataki o Te Papa. The series of Te Reo Māori lessons run through Mahuru Māori have been extremely well-received, with many asking for the series to be extended. These sessions involve weekly, evening Te Reo Māori lessons for both beginner and intermediate level learners.



48. We had 990 students participate in education programmes via our Art Gallery exchange, and a further 3,042 through our other children's programmes in August and September. Some teacher feedback:

"Thank you Lauren, you have a lovely manner with the kids, friendly, kind and knowledgeable! A great EOTC trip as always!"

"Well done. This was my favourite session out of many school visits I have made with classes to the library"

"Awesome trip thank you - kids are buzzing! Amazing!" "The feedback from the parents and children is so positive. I did this trip last year and we loved it so much. We couldn't wait to

come back. I'm still amazed at the amount of children who haven't been on a bus or to a library!"

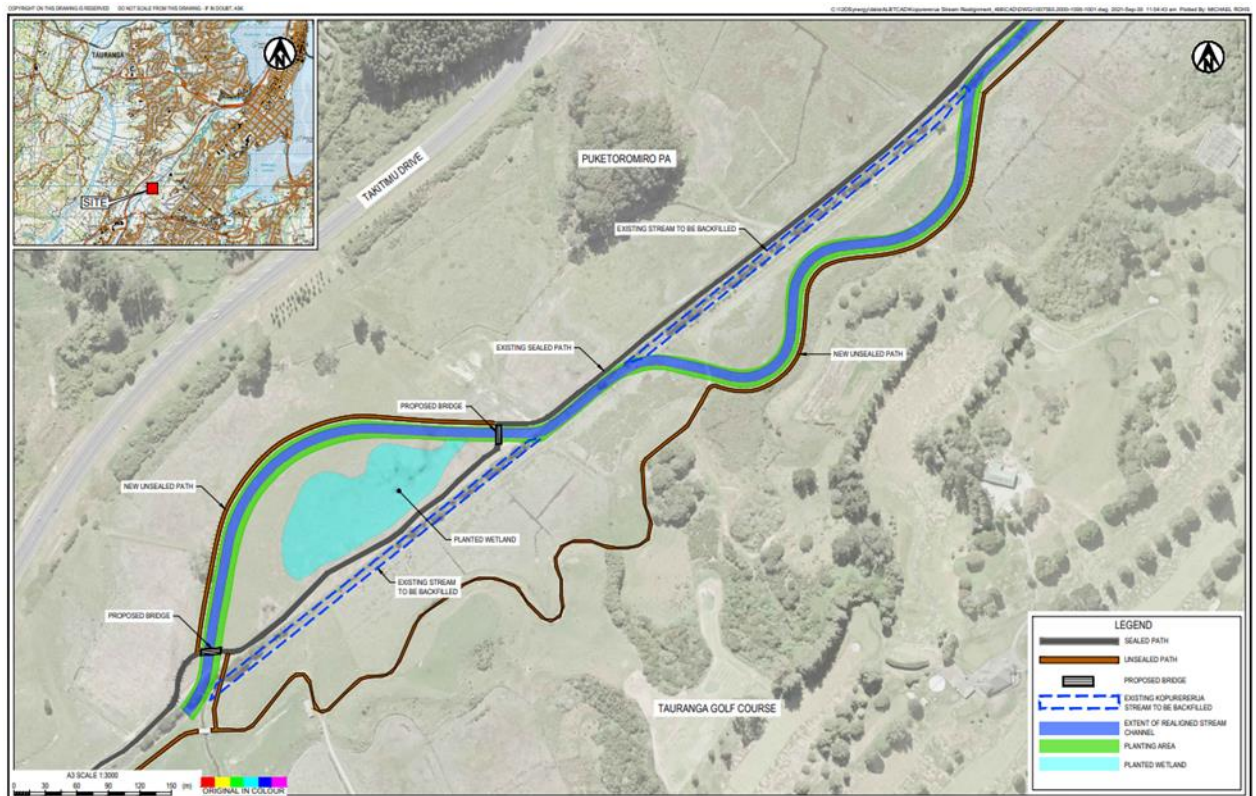
49. Tauranga Museum / Hands on Tauranga has delivered positive benefits to the ākonga (students) of our city. Over 1,000 ākonga experienced an outreach session from Hands on Tauranga during the past quarter. Hands on Tauranga is making great strides in supporting teachers with resourcing and advice regarding their teaching of local curriculum and the new Aotearoa Histories curriculum.
50. Theatre workshop for rangatahi - In collaboration with Auckland-based professional theatre group 'Massive Company', Baycourt hosted a free two-day theatre workshop for rangatahi aged 14 to 25 years during the September/October school holiday period. 13 young people from across Tauranga attended, learning a wide range of theatre foundation skills and techniques, exploring different ways of making theatre pieces using their own ideas and stories. Baycourt has always enjoyed a strong relationship with young performers and the delivery of programmes such as this demonstrates our ongoing commitment to nurturing the next generation of arts practitioners and advocates, as signalled in Baycourt's vision and purpose.
51. Earthquake and Tsunami VR Experience - The Emergency Management team has completed testing and has begun giving the public a taste of VR (virtual reality) simulation. In conjunction with the roll-out of the new tsunami maps, the VR project will be available at various events across the city this summer, starting with displays at local markets and malls before targeting schools and other community groups.



CHIEF FINANCIAL OFFICE

Finance

52. LGFA has approved a Green, Social & Sustainability (GSS) Loan to Tauranga City Council under its "Terrestrial and Aquatic Biodiversity Conservation" category. LGFA provides a discounted loan margin to councils to finance eligible GSS projects. The discounted margin on green loans is 5 basis points (0.05%).
53. This is the first GSS loan in LGFA's Terrestrial and Aquatic Biodiversity Conservation category, and we are borrowing up to \$10.3 million to finance the work to realign and restore the Kopurererua River, along with the creation of a new cycle path and wetland at the Kopurererua Valley Reserve, a 364-hectare inner city reserve in Tauranga.



Tauranga Airport

Airport Operations

54. There were 2,789 flights operated by Air New Zealand during the first quarter of FY 2024, carrying 135,750 passengers. This is similar to the first quarter of FY 2023, which saw 2,710 flights operated by Air New Zealand carrying 135,630 passengers.

Airport Development

55. The new fire and rescue building has had its roof fitted, with external cladding and joinery to follow.
56. A light aircraft got into difficulty while landing on a grass runway, collapsing the nose wheel. There were no delays to Air NZ operations. Another light aircraft got caught by a strong gust while landing in a moderate crosswind causing the aircraft to crash land on the main runway, causing significant damage and an approximately 2-hour delay to Air NZ operations.

STRATEGY, GROWTH & GOVERNANCE

Takawaenga

57. On 16 October, Council resolved to support a target of at least 5% of the value of all influenceable spend to be awarded to Māori and Pasifika businesses and support work to significantly increase engagement and support of social enterprises.
58. Te Pou Takawaenga has been working with Amotai, Whāia and Toi Kai Rawa to support Māori business development as the Council capital programme builds, now and into the future. The objective is to increase our local provider network as much as possible, to help deliver ambitious programmes that will add economic and employment vibrancy to the city. The Māori business network is largely untapped and Council currently engages Māori and Pasifika business for about 2% of its capital programme.
59. The Commissioners joined Otamataha Trust to provide a karakia whakawātea (clearing process) at The Strand Carpark and Masonic Park, in preparation for transformational works.

About 50 people attended, including business owners, staff and contractors. The area is collectively known as Okahukura, which speaks to the rainbows in the mist of the springs that once ran in this area. This is a significant milestone, as Te Manawataki o Te Papa has its first sods turned.

Governance

60. On 24 October, the Chief Ombudsman released his [report](#) on council workshops, after investigating the practices of eight councils, and makes a number of recommendations on workshop processes for all councils. These include recommendations relating to the principle of openness, more systematic record keeping, publishing workshop records on council websites and considering livestreaming and/or recording workshops.

Tauranga City Council was not part of this investigation, as the Chief Ombudsman had reported on our Local Government Official Information and Meetings Act 1987 (LGOIMA) [compliance and practice](#) back in 2021. He stated that workshops were an area for improvement but was encouraged to see that the Standing Orders state that workshops are open to the public. With regard to the latest recommendations, there is room for improvement, especially in systematic recordkeeping and publishing workshop records and in areas raised for consideration, such as livestreaming workshops.

CORPORATE SERVICES

Community Relations

61. The Media Impact Score rose to 2.3 in September, driven by very positive reporting on events and attractions, especially the AIMS Games, with recognition of the scale and quality of the event including overseas participants, and of its social and economic impacts for the city. Negative reporting featured Transport initiatives, though reporting also featured reasons for the disruption. The team is still supporting a large number of different engagement projects. A recent project which received extensive feedback was the Fifteenth Ave to Welcome Bay consultation (13 – 16 September), with 903 survey responses collected.
62. With a number of different Natural Hazards communications scheduled to be released over the coming months, we've created an overarching campaign to help communicate why there will be different letters on different issues, which will hopefully provide context to residents who might be wondering why there are separate letters on similar topics.

Digital Services

City Operations Asset Condition assessment capability

63. Digital and City operations teams have been working closely on the second phase of the City Operations technology stream. This phase has focused on enabling asset condition grading assessment in the field. The "Reactive Condition Assessment" feature enables field workers to evaluate assets that have undergone substantial maintenance, supporting enhanced asset lifespan and providing valuable data for renewal planning. An interim field solution for processing Planned Condition Assessments has resulted in significant time savings for field personnel through the utilisation of spatial data and efficient data collection.

Digital Capital Programme – Enterprise Resource Planning (ERP) Programme

64. The programme achieved a significant milestone during this reporting period with the migration of customer master data into the new SAP ERP platform. Initially, the project had to contend with a vast customer database of over 400,000 records, but after cleansing, 190,000 customer records were migrated. This accomplishment reflects a massive clean-up effort that enhances data quality and reliability.
65. Since the launch, there have been an impressive 1,400 new customers and 2,732 edits.
66. Business teams' satisfaction with the project has been outstanding, as indicated by the 4.8/5 star rating in the Business Readiness Survey and the 4.6/5 star rating in the training evaluation. These high ratings reflect the project's positive impact on user experience and efficiency.

67. Other new features include enhanced data management capabilities, automation of address look-ups and enhanced search capability, all supporting Council to create efficiencies and enhance service experience for the community.
68. This milestone sets the programme up to migrate property data and support a migration of property rating into the new ERP platform in the coming months.

Records Management – Document Management System Upgrade (Objective)

69. A project to upgrade our document management system Objective has now begun and will be completed in early-2024. This is a significant upgrade that resolves 270 vulnerabilities and adds several modern features we have come to expect when collaborating and working with documents.
70. When this project is complete, we will see a much-improved mobile experience for all devices and in all locations. It also adds the ability to collaborate on documents directly in Objective, as well as enhancing integration with our main collaboration and sharing platform, Teams.

Risk, Legal & Procurement

71. The legal team has been supporting the organisation to prepare for the Construction Contracts (Retention Money) Amendment Act 2023, which came into force on 5 October. These legislative changes mean we need greater rigour around administration of retentions. Retentions are the withholding of an amount that would otherwise be payable to the contractor, as security for performance of their obligations under the construction contract. Retentions can be used to remedy defects in the performance of the contractor's obligations, if permitted by the contract. We have organised staff training; amended Council's standard form construction contract templates; and provided advice and support to the project team that was established to prepare for the new Act, as well as to project managers.
72. The risk team is undertaking user acceptance testing of the CAMMS risk software, which is due to go live in December. This will simplify risk, conflict and gift reporting and management. The team has also been promoting risk internally during risk awareness week (16 to 20 October), highlighting that risk is something we are all responsible for.
73. The procurement team is implementing the broader outcomes targets following the Council decision and has been supporting the implementation of Success Factors with HR, in particular the contractor management area of the programme. This will ensure there is greater control and visibility of the use of contractors.

People, Performance and Culture

Health, Safety and Wellbeing

74. Health and safety training is currently being provided for project managers, in line with our new contractor safety processes. The safety team is working to increase near miss reporting. The drug and alcohol policy is in its final stages before consultation commences.

Success Factors

75. The go-live date for Success Factors is 6 November. Success Factors will replace; our current HRIS system (Chris 21), which manages leave and absences. It will also replace our current RRF system and in the new year, it will replace and integrate our online recruitment system (Snaphire).
76. User Acceptance Testing is now completed, and parallel pay-runs are underway. There is a variety of training and support planned for the organisation. Staff will also have a range of online learning resources to suit their learning, together with quick reference guides and videos.

90 Devonport Road

77. The transition team is meeting weekly to plan and review the process for moving approximately 1050 staff into 90 Devonport Road in early-2025.

78. Over the last month the following progress have been made:

- The concept designs for the building have now been completed.
- A utilisation study has been undertaken to understand people/desk and meeting room movements at the Cameron Road and Spring Street offices. The results will be available later in October.
- People Leader sessions have been held in October to understand what key information staff want to know about 90 Devonport Rd, the relocation and how staff and people leaders want to be supported through the transition.
- The next focus will be on discussions with people leaders and the Executive around neighbourhoods and future ways of working. This includes aiming to smooth out the Monday-to-Friday onsite working fluctuations.

Talent Acquisition

79. The team is working through 76 active vacancies, with excellent candidates coming through at present. The talent acquisition team has successfully filled a range of longstanding vacancies. This is attributed to the changing employment market, reduced requests and in conjunction with the recruiting team utilising candidate search functions such as LinkedIn. We will be onboarding 17 summer students on 20 November.

PSA

80. Bargaining has been ratified for the Main Corporate Collective Agreement, with payments scheduled in the first pay run of October backdating pay to 1 July. Bargaining has concluded for the Treatment Plants' Collective Agreement, which will be ratified shortly. The nationwide libraries pay equity claim has commenced, with bargaining meetings scheduled for October, November, and December. This is being led by PSA and includes large metro councils throughout NZ.

Turnover

81. Unplanned Turnover continues to decrease (down 1.5% since last quarter), now at 13.0%, which is the lowest level seen in at least the past three years. The softening labour market (which is not unexpected in an election year) is likely the major driver for this.

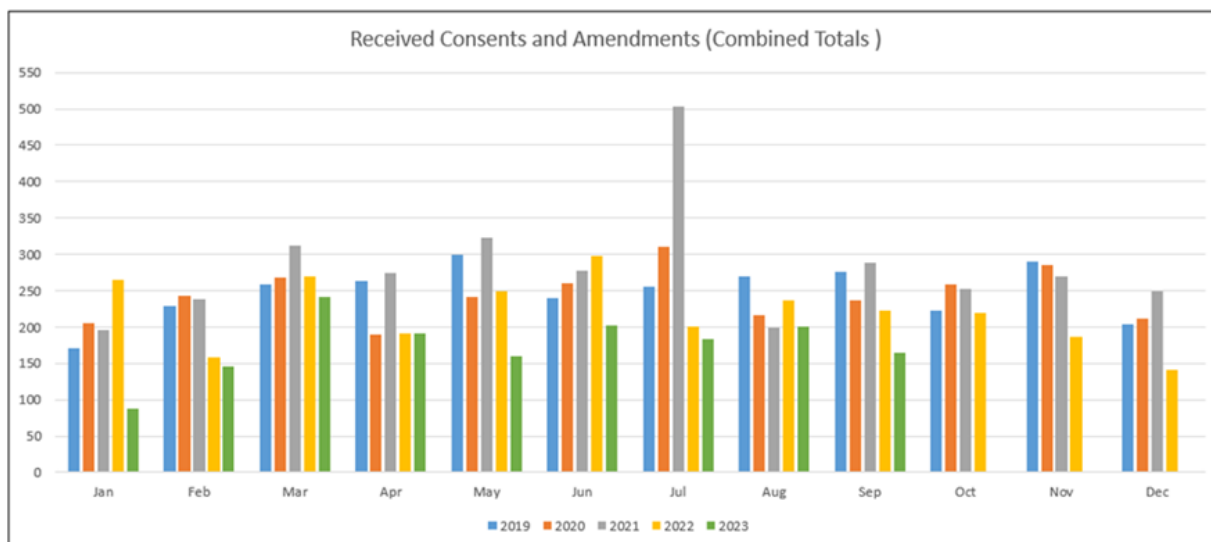
Learning & Development

82. Inclusive Leader training is underway. This workshop focuses on understanding the impact of unconscious bias and how, through inclusive leadership, we enable high-performing teams.

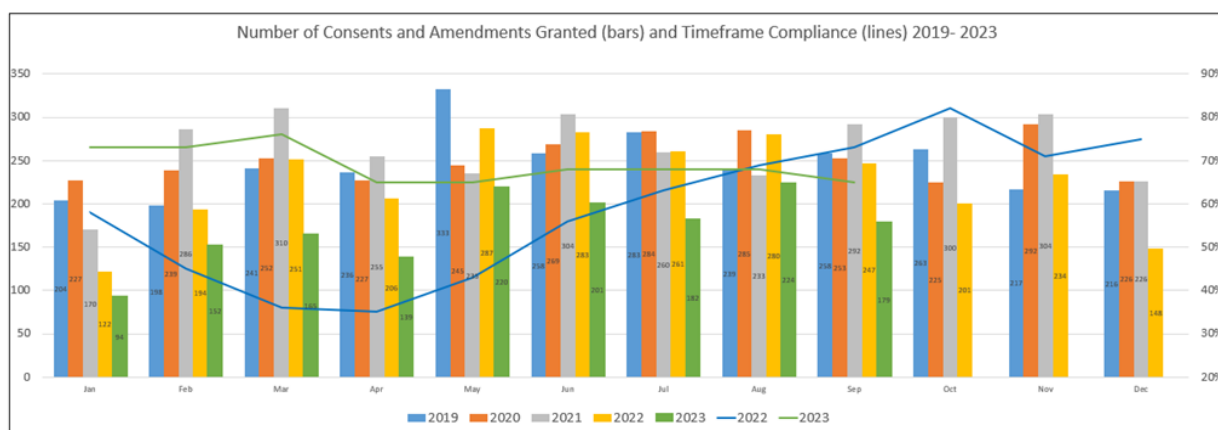
REGULATORY AND COMPLIANCE

Building Consents

We received 165 Building Consent and Amendment applications in September, for a total of 549 YTD. This is a particularly low start to the year and is between 45% and 28% down on the volumes received in previous years. As previously reported, the volume of amendments received is currently higher than in previous years, particularly when considered as a portion of the overall volume of applications received. This is, at least in part, a reflection of project scope needing to change due to market changes – for instance reducing the consented works or changing to more affordable products.

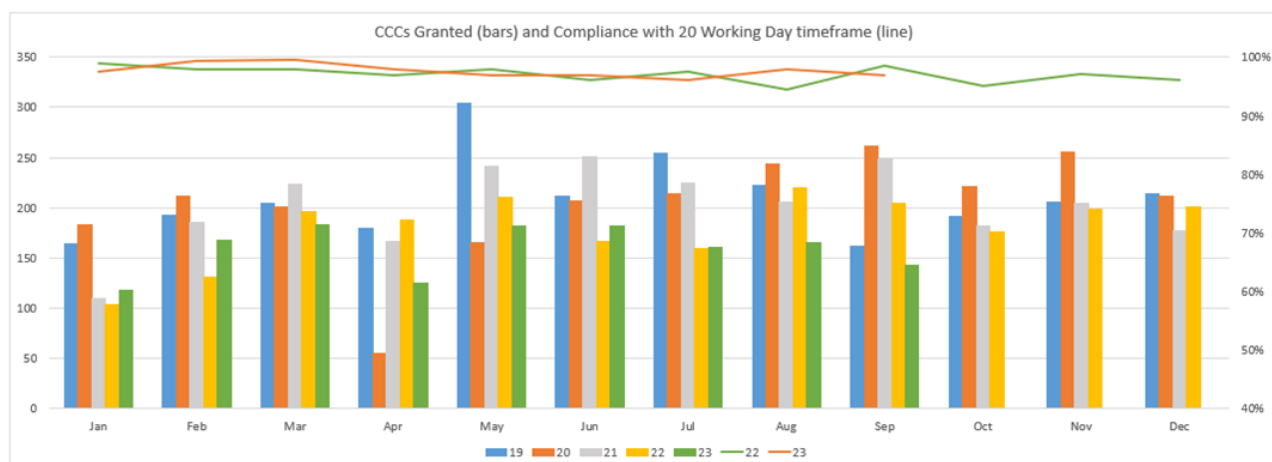


83. We granted 179 consents and amendments in September, for a total of 585 YTD. The volume of consents granted is clearly also down compared with previous years, reflecting the reduced number of applications received. The volume of consents granted within statutory timeframes has dropped, with 65% of consents and amendments being issued within 20 working days in September. Unfortunately, timeframe compliance has remained below 80% since a peak in October 2022. We have commenced a concerted effort to improve performance and hope to see this rise in the next months. This includes daily reporting on applications that are approaching 20 working days, seeking additional capacity from our contractor workforce, and also working with our in-house team to facilitate overtime where appropriate to make sure consents remain within the statutory timeframes. We have seen some early improvement, but this has also been offset by some 'old' consents being granted, dragging the overall percentage down. Of the consents issued in September which were received in the past 3 months, 84% were granted within the statutory timeframes.



84. Inspection wait-times for standard (45-minute) inspections have remained low, generally around 24 hours, whereas for our most complex inspection types (for instance R3 Finals), the lead time has pushed out slightly to a maximum of 5 days. Inspection numbers remain roughly 20% down on previous years, with around 400 inspections completed most weeks. Because wait times are low, there is reduced demand for our remote and weekend inspections.

85. We issued 143 code compliance certificates (CCCs) September, for a total of 468 YTD. Of the CCCs issued in September, 57 were for new dwellings, including one CCC that covered 21 units. Our compliance with statutory timeframes has remained consistently high, with 97% in September being issued within 20 working days.



86. Our IANZ assessment took place over 25 September to 6 October. The outcome of this assessment has been really positive, with only eight 'non-compliances' identified. This is a significant improvement compared with 16 in 2021, 12 in a targeted assessment in 2020, and 26 in 2019. Further, the majority of matters raised are relatively minor in nature and the more substantive matters are known to us – for instance our compliance with statutory timeframes is one matter identified.
87. One non-compliance was closed while the assessors were on site, however for the other seven, we are preparing action plans that detail how we are going to improve our performance. These plans will be reviewed and ultimately approved by IANZ, and then tracked over the next three months. We are confident that all of these matters can be closed out within that timeframe. Each action plan will look at what process improvements are needed and how these are documented, what training will be provided to staff and contractors to ensure they understand the improvements, how many compliant examples will be supplied and what ongoing auditing we will be completing to ensure the improvement is maintained in the medium- to long-term.
88. The initial report from IANZ notes that "the assessment identified that the BCA had good systems in place and demonstrated a significant improvement since the past few assessments". It also noted that there were no concerns raised in the technical parts of processing and inspection building work – in short, the correct decisions appear to be being made. This result puts us amongst the highest-performing councils in the country and the initial report confirms that we will remain on a two-yearly assessment cycle. This achievement is a reflection on how much time and effort has gone into the Building Services team's quality management.

Environmental Regulation

Alcohol Licensing

89. Between 1 August and 30 September, the Alcohol Licensing Team forwarded 221 various alcohol licensing applications to the District Licensing Committee for consideration and determination. A breakdown of the applications is provided in the table below.

Applications forwarded to the District Licensing Committee		
Application Type	Number	YTD
Off Licence (New)	1	2
Off Licence (Renewal)	7	12
On Licence (New)	3	5
On Licence (Renewal)	16	26
Club Licence (New)		
Club Licence (Renewal)	5	7
Temporary Authorities (On & Off)	5	7
Manager (New)	67	111
Manager (Renewal)	55	70
Special Licence	62	101
Total:	221	341

Premises Inspections		
	Number	YTD
Inspections	33	49

90. The team also completed 33 premises inspections within this period, ensuring that licensed premises were being operated and managed as required under legislation. All premises were compliant.

Enforcement		
	Number	YTD
Infringements	0	3
ARLA Suspensions	4	4
ARLA Cancellations	0	0
Total:	4	7

91. There have been four suspension applications forwarded to the Alcohol Regulatory Licensing Authority (ARLA) for the suspension of managers certificates (2) and premises licences (2).

District Licensing Committee Hearings Held		
	Number	YTD
On Licence	2	3
Off Licence	2	2
Club Licence		
Manager		7
Temporary Authority	1	3
Special Licence		
Total	5	15

92. Of the 5 applications referred to hearing for determination by the District Licensing Committee, 2 were granted, 2 were withdrawn by the applicant and one was declined due to the base licence not being renewed.

Rugby World Cup 2023

93. Temporary amendments to the Sale and Supply of Alcohol Act 2012 (the Act) for the Rugby World Cup 2023 allow eligible on-licence and club licence holders to extend their trading hours to televise live games without applying for special licences. In our area, 23 licensed premises took advantage of the amendment during the recently-completed tournament.

Sale and Supply of Alcohol (Community Participation) Bill 2023

94. This new bill came into effect on 1 September, with further changes coming into force in nine months. Council was briefed on submissions earlier this year.
95. The main changes that are going to affect staff and the DLC directly from 1 September are that anyone can now object to an alcohol licence; and (public) objectors now have 25 working days to lodge an objection (this was previously 15 working days).
96. Staff and the DLC Secretary are working together to ensure that these changes are communicated to the community. It has been anticipated that the widening of the 'objector criteria' will result in an increase in public objections, but this has not yet eventuated.

Review of the Alcohol Ban Bylaw

97. On 26 June, the Committee requested a report on options in respect of the Alcohol Control Bylaw review, particularly in respect of the city centre and Mt Maunganui areas. Staff have had conversations with Police, Toi Te Ora, Mount Mainstreet, Tauranga Mainstreet and our City Safety and Engagement Advisor. Everyone we spoke to raised concerns about the removal of any of the current alcohol-free areas.
98. These concerns included alcohol harm, safety concerns and impacts on business. It is also important to note that the current bylaw does not prevent alcohol consumption at special events on the waterfront. A special licence could be granted by Council for an event held within a specified alcohol-free area, when alcohol is being consumed as part of that event. Given these concerns, staff recommended that the bylaw remain in its current form until after the completion of Te Manawataki o Te Papa.

Environmental Health

102. The following table provides Food registration and inspection data.

	1 August to 30 September	YTD	
Verifications of Food businesses	155	176	
Of the 155 verifications conducted in the year to date, 5 received an 'unacceptable outcome'.			
An unacceptable outcome means that the business has a number of non-conformance (or non-compliance) requirement/s that need to be resolved, and the business's verification frequency will increase until more compliance is achieved.			
When a food business receives an unacceptable outcome, they must gain two acceptable outcomes before their verification frequency can be decreased.			
Food Registrations - New	60	71	
Food Registrations - Renew	219	245	
Health Registrations – New	2	2	
Health Registrations - Renew	143	145	These are generally renewed in August, September, and October
Service Requests (complaints, queries etc)			
Food safety and suitability enquiries, 15 complaints, investigation and enforcement		17	17 total investigations resulting in 5 enforcement interventions
Customer queries	16	21	
Health miscellaneous	1	3	
Food registrations	50	55	
Compliments (on service)	1	1	
TOTAL:		97	

Verifications

103. This was the first quarter in the last two years where we have almost (99.4%) achieved our target in food verifications. The target for the year is approximately 708 verifications for the year or 177 per quarter. The total number of verifications required this year included 333 overdue verifications from previous years (staff numbers, training and lingering repercussions of Covid had a significant bearing on the 'overdue' numbers). Having a fully-staffed team and the use of contractors enabled us to achieve our target for this quarter.

Registrations

104. August and September are the busiest months for renewing registrations, with almost all of the 'health premises' (i.e. camping grounds and hairdressers) due to re-register, and just over 200 food businesses due during August and September.

Animal Services

105. Actions taken in relation to Animal Services complaints received for 1 August to 30 September 2023:

	Warnings / Notice	Abatement Notices	Dangerous/Menacing Classifications	Infringements Issued	Prosecutions Commenced
August 2023	Barking - 38 Roaming - 10 Aggression 3	1	Dangerous - 0 Menacing - 2 Section 62 Muzzle - 0	54	0
Sept. 2023	Barking 31 Roaming 11 Aggression 5	5	Dangerous - 0 Menacing - 0 Section 62 Muzzle - 5	106	0
YTD	Barking 108 Roaming 39 Aggression 13	11	Dangerous - 0 Menacing - 2 Section 62 Muzzle - 8	198	0

Dog Registrations

106. In late July, in anticipation of registration fees being increased to \$150 on 1 August, text reminders were sent out to all known dog owners (along with social media posts), encouraging them to register their dogs to avoid the extra cost - and to avoid receiving infringement notices in respect of their failure to do so. Not all dog owners are inclined to heed this advice.
107. Animal Services officers have spent as much time as possible since 1 August (in between dealing with complaints and attacks of various sorts) visiting households and owners of dogs that have not been registered for the current year. As a result, the team is seeing a steady flow of re-registrations.
108. As at 30 September, 91.1% of known dogs have been registered. This is an improvement on last year's 'registration rate' and certainly a big leap from late-July, when only 74.1% of known dogs had been registered.

Micro-chipping

109. All dogs are required to be microchipped once they attain the age of 6 months. To improve compliance, the Animal Services Team has adopted a combined approach of providing cheaper 'chipping' of dogs at the pound, engaged the Call Centre to contact all owners of un-chipped dogs, and our staff are discussing microchipping with every dog owner they encounter. As of 31 March, 15.2% of known dogs across Tauranga Moana were not chipped - this has been reduced to 9.4% as of 30 September.

General

110. As reported previously, and like some other regulatory staff, Animal Services Officers are still experiencing an increase in tension in the community when dealing with dog owners. Some of this relates to the increase in dog registration fees, but the feeling is that the general 'stress' in the community caused by the current economic climate is also contributing.
111. Staffing numbers are slightly reduced at present, with several members on extended or maternity leave. This means that work is having to be prioritised and staff are working hard to support each other in this respect.

Parking and Bylaws

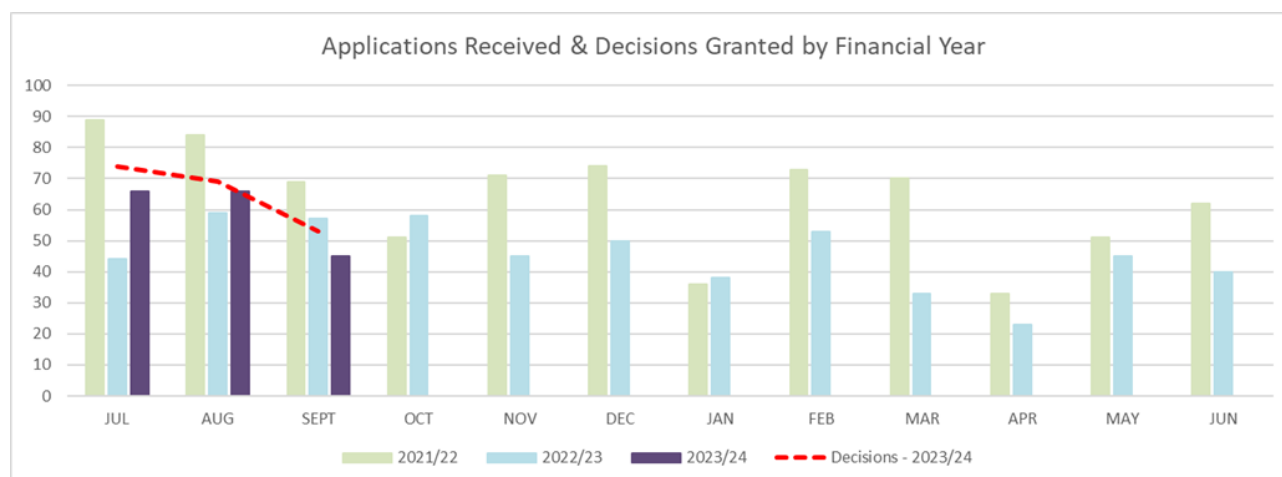
112. There has been a 19% increase in the number of parking complaints in August and September, in comparison with the same period in the last financial year. There has also been a 40% increase across the board for bylaw-related complaints in relation to the last financial year period.
113. In response to a continued increase in acts of aggression towards our parking officers, we are continuing to implement processes to serve infringements via post rather than attaching them to vehicles or handing them to the driver. It was identified that the majority of conflict incidents were a result of people interacting with our officers after receiving or discovering an infringement on their vehicle. Sadly, some of these interactions also involved unrelated members of the public who happened to be in the vicinity at the time.
114. An application has been made to MBIE for the Freedom Camping Transition Fund. Funding has been sought for additional educational patrols, a communications strategy and a review of some signage. Applications closed on 13 October and we expect to hear the outcome of our application in the next few weeks.

Infringement statistics

	1 Aug to 30 Sept	YTD
Bus Lanes	3345	4527
Parking	9183	13977
Freedom Camping	61	78

Environmental Planning

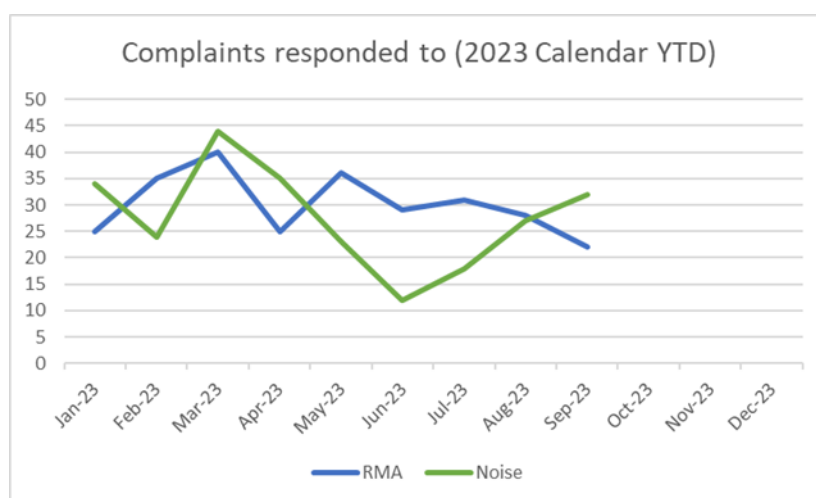
115. 177 applications for resource consents and other associated approvals have been received in the 2023/24 financial year to date (Q1). Although September saw a slight reduction, this remains an increase on the same point for the previous year.



116. In the 2023/24 financial year to date, Council has issued decisions in relation to 196 applications. Timeframe compliance for new applications (i.e. applications received since 1 July 2023) is currently 74%.
117. Implementing process improvements to improve processing timeliness and efficiency remains a focus for staff.
118. There has been a notable increase in the number of requests for development contributions to be deferred, which is largely a result of current economic conditions, the increased cost of construction, and increases in development contribution costs.
119. In the financial year to date, Staff have conducted development contribution assessments for 390 building consents and 122 resource consents, totalling \$2.6 million in contributions.
120. Staff continue to receive a number of requests for development contributions to be deferred, generally until a certificate of code compliance (CCC) is issued. The current value of deferred DCs is \$5.8million. The majority of these have a deferral agreement in place, with interest payable on the deferred amount.
121. There has been a slight reduction in demand for the urban design panel, following a high level of post-launch interest earlier this year. It is expected that this will increase again as the development community regains momentum. However, staff are continuing to engage with the sector to ensure that the services and value available through the panel are well understood and utilised.

Environmental Monitoring

122. 81 RMA incidents and 77 noise incidents have been reported in the financial year to date. The majority of RMA incidents continue to relate to over-height fencing, breaches of resource consent, or concerns around density. Noise complaints most frequently relate to either noise from residential or commercial activities, and construction vibration.



123. With the scale of works both underway and proposed to be carried out by (or on behalf of) Council, we are engaging with project teams to identify potential concerns and ensure noise and vibration issues are identified and addressed appropriately.
124. We have monitored 227 resource consents in the financial year to date. As a result of breaches identified through both incident response and consent monitoring, we have issued six abatement notices and two infringement notices.

Notable applications/incidents

125. A number of parties, including hapu and representatives of several active community groups, have joined the hearing process for regional and district council consents (to be heard by the Environment Court via direct referral). The next step will be judicial conference where the

Court will question the parties on their case, experts and availability. Following this, the Court will set a date for the hearings.

126. An appeal against a resource consent authorising the establishment of the THM Limited basketball training and event facility in the Judea Industrial area has been set down for mediation mid-November.
127. The Environmental Protection Agency has outlined engagement protocols and likely requirements from Council to assist them in their role as the Consenting Panel for the Sanderson Group's Pitau Road project, which has been referred via the COVID-19 Recovery (Fast-track Consenting) Act 2020.
128. We recently issued an abatement notice relating to a residential property providing accommodation via AirBNB in Mount Maunganui. This site was identified following a number of complaints relating to noise, waste management and parking. The notice was withdrawn following confirmation that the homeowner had ceased taking new bookings and is preparing an application for a resource consent.
129. Although it is accepted that this sort of activity is common in Tauranga, particularly in Mount Maunganui, this will be the first consent that we have processed in relation to a property using AirBnB. We do not currently have proactive work in place to identify properties that may be breaching plan rules for visitor accommodation via online booking sites, and are instead taking the approach of responding as required, based on effects.

Key Account Management

130. Our Key Account Management function continues to support the delivery of exceptional regulatory outcomes, primarily operating across the Environmental Planning and Building Services teams, while working closely with Infrastructure, providing a single point of contact for engagement and communication with applicants and their teams.
131. Key projects/customers include the Civic Precinct redevelopment, The Strand, Memorial Park, 2 Devonport Road, 90 Devonport Road, Haumoana private hospital, Northern Quarter, Ministry of Education, Bluehaven developments, Fosters Construction, Wolfbrook Residential Limited, Ministry of Justice, Group Home Builders, Spaces and Places capital project delivery, Mike Greer homes and Classic Developments. We continue to receive strong interest in this service and continue to grow our portfolio of customers in this area.

CITY DEVELOPMENT & PARTNERSHIPS

City Partnerships

132. A grant of \$200,000 has been confirmed for the Tauranga Art Gallery redevelopment project from Pub Charity Limited. In addition, the Gallery was successful in its funding application to TECT for \$500,000 towards this project.
133. The Port of Tauranga has provided funding of \$697,559 towards three projects: the Mauao viewing platform, the Marine Parade coastal pathway, and the Living Sea Wall at Tauranga Moana Waterfront.
134. An application was made to Lion Foundation for \$200,000 towards Zones 3 and 4 of the Destination Skatepark, with a decision imminent.
135. A draft Enduring Statement of Expectation for Council's five substantive council-controlled organisations, including the recently established Te Manawataki o Te Papa Limited and Te Manawataki o Te Papa Charitable Trust, will be presented for approval to Council on 27 November. This document is reviewed every five years and outlines the general governance principles and ongoing expectations of the relevant boards.
136. On 1 November, we welcomed an Institute of Directors' Emerging Director to the Tourism Bay of Plenty Board, in conjunction with our council-controlled organisation board intern programme. A new board intern also started on the same day with Bay Venues. We will support these interns on their governance journey over their 12-month term.

137. The City Safety and Engagement Advisor has been visiting businesses to distribute the "It's On!" campaign brochure, noting feedback and concerns and linking businesses to the appropriate support. Our Advisor, supported by the city centre community relations team, was interviewed by Sun Live on the establishment, achievements and aspirations for his new role.
138. The City Partnerships Specialist has been involved in city summer activations, liaising with Priority One on the scope for a retail strategy for the city centre, communication with Devonport Road and Elizabeth Street businesses in relation to works in the area, and ongoing lighting and Christmas discussions.
139. Additional support has been provided to the four Mainstreet organisations in planning for their AGMs, but also various streams of work that require advice and/or guidance. The new Mainstreet Tauranga Manager has been introduced to various teams within Council, including the Community Relations and Events teams.
140. The secure public bike parking facility in Grey Street is set to open, in response to demand from city centre businesses and cycling groups and in alignment with mode shift initiatives. This is a collaboration between our City Partnerships and Transportation teams, and a private operator who will manage the day-to-day operations.

Library and Community Hub

141. This project is currently in the detailed design phase, with 100% detailed design due to be issued mid-December. The 80% detailed structural design has been issued to the peer reviewer and design team for coordination.
142. The developed design set has been priced by RLB and LT McGuinness, and the Project Team is currently reviewing this. The interior developed design package has also been completed and presented to the wider teams, including the Steering Group.
143. Nelson Pine and XLAM have been selected as the mass timber suppliers for the project.
144. Site preparation work is due to commence in November and construction in January 2024.

Civic Whare / Exhibition Gallery / Museum (CWEM)

145. The revised floor plans for these buildings have been finalised and approved.
146. The revised design programme is targeting 24 November to reach the developed design milestone, and 100% detailed design is due 30 May 2024.
147. Façade value engineering workshops are continuing. The Project Team has confirmed potential saving items considering constructability, while refining the design to meet the budget and maintain overall design intent.
148. The Project Team is currently developing early procurement and enabling works packages for the project.

IT & Security

149. The team is currently reviewing the 90 Devonport Road and Te Manawataki o Te Papa projects security design against developed council standards and guidelines for new developments.
150. The audio-visual contract for 90 Devonport Road has been awarded. We are currently working through updating the anticipated delivery programme.
151. The team is investigating opportunities to include technology in the Waterfront and Public Realm projects, including digital signage, wayfinding (from a technology perspective), digital placemaking (projections, interactive opportunities), storytelling opportunities (from technology perspective), public Wi-Fi zones, digital kiosks and other digital initiatives.

Tauranga Art Gallery

152. The Tauranga Art Gallery Trust has advised that the Board wishes to achieve a 67% NBS rating from the Art Gallery renovation. The structural design engineers are currently reviewing the geotechnical data to confirm what, if any, work is required to strengthen the foundations to achieve 67% NBS.
153. The detailed design is currently being reviewed by both the Quantity Surveyor and Contractor, to ensure that the design is within the available budget.

Baycourt

154. The scope for this upgrade, including the installation of a public lift and external walkway linking the mid-precinct terrace to the Durham Street level, roof and exterior refurbishment, and internal refurbishment, is being finalised.

The Strand Reserve

155. The contractor will take possession of the site on 30 October 2023 at which stage, The Strand carpark will be closed. A karakia to bless the commencement of site works was held on 17 October.
156. The preliminary design pack for the Waterfront Playground is due to be issued by the end of October.



Strand North Seawall and Shared Pathway Karakia and sod-turning.

Te Hononga ki Te Awanui (Harbour Link) Stage 1: Boardwalk and Underpass

157. The 100% detailed design has been finalised following the completion of additional geotechnical investigation.
158. The final tender price has been reviewed by RLB and the contract will be awarded, with the contractor taking possession of the site on 13 November.
159. A backlit ceiling screen installation for the Railway Underpass will be installed once the Boardwalk has been completed.
160. Screeding of the Railway Underpass floor (to prevent the pooling of water) has been completed.

Masonic Park

161. Engagement is ongoing to coordinate physical works with nearby hospitality outlets and the Tauranga Art Gallery.

162. Initial PowerCo design for relocation of the power transformer has been received. The design team is currently working through feedback to enable PowerCo to provide a final pricing and programme.

Dive Crescent Carpark

163. Construction of the Dive Crescent southern car park commenced on 18 September, with a scheduled completion date of mid-December.
164. The demolition of the Fixation Coffee building was completed successfully, and the basketball court is temporarily being relocated to The Strand South Reserve, until a new court can be constructed next to the new Waterfront playground
165. Car park levels are currently being established, with fill being brought in and compacted. Kerb and footpath levels are being established and installation of the stormwater infrastructure is underway.



Boundary fence along railway commenced.



Dive Crescent construction in progress.

Beacon Wharf

166. Detailed design for the viewing platform is due to be completed at the end of October.
167. The first stage will be the construction of the seawall, followed by the construction of the Beacon Wharf viewing platform and associated landscaping.

Spring Street Carpark Seismic Strengthening

168. Naylor Love has applied for a Practical Completion Certificate and has mostly demobilised from the site. Beca engineers and the Project Manager have issued a defect list and this is being worked through. Full car park operations resumed the week commencing 23 October.

90 Devonport Road (Civic Administration Building fit-out)

169. Warren and Mahoney's 100% fit-out detailed design package has been approved.
170. The main contractor hard fit-out (MCHF) pricing package has been reviewed and approved for inclusion in the base-build contract. The pricing of the fit-out sectional hard fit-out works will be completed by end of October.
171. The value engineering process for the MCHF design is underway, focusing on interconnecting stair details.



Lift opening wall on level 2.



Structural steel bracing frames and timber structure for level 3 progressing.



These timber structure beams and columns will be visible to those working in 90 Devonport Road.



Level 2 floor completed.

Elizabeth Street East/Tunks Reserve

- 172. Construction of the retaining wall structures is now complete and landscaping works have commenced in front of the bottom retaining wall.
- 173. Civil works and footpath construction is 50% complete, and construction of the new stairs is in progress.
- 174. Stormwater pipes and manholes have been installed on The Strand, with that section of the road resurfaced on 11 October.



The concrete pour for the bottom section of the stairs has been completed.



Driveway concreting works on the southern side of Elizabeth St East.

Memorial Park Recreation Hub

175. Memorial Park Recreation Hub costing packages are currently being reviewed by the Project Team. Value management options will be considered to ensure that the project meets the current budget, prior to presenting the concept design reports at the Council meeting scheduled for 11 December.

160-176 Devonport Road Carpark

176. Design and tender of the temporary carpark is complete, including opportunities for cycle parking.
177. Demolition will commence in November with construction of the carpark to follow soon after. Car parks are planned to be available for use in early-2024.

Communications and engagement

178. With several more city centre projects, particularly along the waterfront, set to kick-off in the coming weeks, we've launched the next phase of our "It's On" campaign – to let the community know what they can expect to see taking shape and encouraging them to head to our website for more information. This includes a wide range of media activity, radio advertisements and billboard activity across the city.



An example of the It's On campaign that continues to be rolled-out across the city.

179. Planning for what will be included on additional hoardings and signs to be erected around the city centre is also well-advanced.
180. We continue to regularly meet with stakeholders and local businesses to let them know of our upcoming plans for city centre projects and, where possible, help to reduce some of the impacts the transformation may be having on local city centre businesses.

ATTACHMENTS

Nil

11.9 Local Government New Zealand report to members October 2023**File Number: A15245288****Author: Coral Hair, Manager: Democracy and Governance Services****Authoriser: Christine Jones, General Manager: Strategy, Growth & Governance****PURPOSE OF THE REPORT**

1. Local Government New Zealand has issued the first of its formal updates to member councils and welcomes any feedback from councils on this initiative.

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Local Government New Zealand report to members October 2023".
- (b) Provides feedback to Local Government New Zealand on the first of their formal updates to member councils.

DISCUSSION

2. At Local Government New Zealand's (LGNZ) [National Council's](#) most recent meeting they recommended providing regular formal updates from LGNZ to member councils. This is the first of these four-monthly reports (see attachment 1).
3. The formal updates are designed as papers to put on council agendas, to help ensure all councillors are across LGNZ's work and able to give feedback.
4. LGNZ's National Council believe it is important that all member councils are fully across the breadth and depth of work that LGNZ is doing on behalf of its members.
5. LGNZ welcomes any feedback on this initiative, including what's most useful.

NEXT STEPS

6. Provide feedback to LGNZ, if any.

ATTACHMENTS

1. **Local Government New Zealand formal report to members October 2023 - A15245281** [↓](#)




LGNZ FOUR-MONTHLY REPORT FOR MEMBER COUNCILS

// JULY-OCTOBER 2023



Ko Tātou LGNZ.

This report summarises LGNZ's work on behalf of member councils. It's designed to be put on your council agenda for discussion and feedback, or you might choose to use it in another way. We will produce this report three times a year.

This report complements our regular communication channels, including Keeping it Local (our fortnightly e-newsletter), providing a more in-depth look at what we do.

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Introduction

At National Council's most recent meeting, we decided to provide regular formal updates from LGNZ to member councils. A number of you have suggested a paper that you could put on your council agenda would be a helpful way to ensure everyone was across our work and able to give feedback. It's important to National Council that all member councils are across the breadth and depth of work that LGNZ is doing on your behalf.

These reports will be provided three times a year, and this first one covers the period July-October 2023.

Our SuperLocal Conference in July attracted record attendance and very positive feedback. Since conference, our energies have turned to a range of matters specific to the period between now and the end of the calendar year: the Future for Local government response, which is part of our broader Choose Localism campaign; preparation of our briefing document for the incoming Government; close liaison and partnership settings with Mayors Taskforce for Jobs, which is having a strategic reset; and numerous other matters that are captured in this report.

This report shows the breadth and scope of the mahi that our small team delivers – with care, commitment, creativity and very high standards.

Ngā mihi
Sam and Susan



Progress on strategic goals

Priority/01

Resetting the relationship with Central Government

Political engagement and government relations

Our political engagement is currently geared towards advancing the Choose Localism campaign. We have released a toolkit for members to use when they're meeting with local MPs so that they can champion localism and galvanise central politicians behind the movement.

Sitting alongside that is also our work to continue influencing election policy from Wellington. In late August, National's Social Development Spokesperson, Louise Upston and candidate for Remutaka Emma Chatterton, met with Susan, Scott and Mayors Max Baxter and Alex Walker from the MTFJ governance group to talk about how we could work with National, if in government, to progress the initiative. The briefing note we sent prior to the meeting emphasised the links between how MTFJ works in practice and the power of localism.

In mid-August, LGNZ also met with the Green Party to brief them about the Ratepayers Assistance Scheme and how it could support their Clean Power Payment Policy. We also took the opportunity to socialise the Regional Sector's flood protection business case with them.

Briefing to the Incoming Government

We've prepared a Briefing to the Incoming Government, which is an opportunity to familiarise the incoming government with local government, our key areas of focus, and to open the door for future engagement.

We are grounding this year's briefing in our Choose Localism campaign. It has two parts:

1. Cover letters tailored to individual ministers explaining how local government can help them, and how the work of local government interacts with their portfolio and priorities.
2. A briefing that covers key information about local government in New Zealand and LGNZ, and sets out key advocacy issues and opportunities for local government – as well as constraints.

It will be vibrant, high level, tailored to the government and ministers receiving it, and based largely on existing information and resources including our Relationship Reset and Policy Priorities documents, which were socialised with political parties in the lead up to and during the campaign period. It will be sent to ministers once a Government has been formed.



Priority/02

Establishing stronger Te Tiriti-based partnerships with Iwi Māori

Te Maruata update

Te Maruata held a whānui hui in Ōtautahi on 26 July as part of SuperLocal. This was a really well-attended hui, with around 70 Māori elected and appointed members, council staff and other key stakeholders in attendance. A key focus for the hui was for whānui members to share their expectations of the Rōpū Whakahaere – including what they want the Rōpū Whakahaere to prioritise focus on over this triennium, and how members want to be kept up to date on that mahi.

Rōpū Whakahaere members are meeting in November and will discuss the feedback that was shared and come up with a plan for actioning it.

Te Maruata are actively engaged in the mahi that LGNZ is doing on Choose Localism and the Future for Local Government. Mayor Faylene Tunui and Councillor Moko Tauariki are the Te Maruata representatives on the Future for Local Government Advisory Group.

With support from Councillor Dinnie Moeahu, we're continuing to hold monthly online wānanga for Te Maruata where whānui members get updates on key kaupapa and/or provide support to one another around issues members might be facing.

Mana whenua relations

We are also setting up a meeting with mana whenua in Te Whanganui-a-Tara to start building our own relationships and understanding of local needs. Tania Hawkins (on our team) and her husband, Hawkins, who is a kaumatua and has provided mihi whakatau at many of our events over the past 18 months, are facilitating this. Hawkins is keen to help build a bridge with mana whenua and walk alongside us as we build our knowledge of te ao Māori and tikanga. We will loop in Te Maruata and our new Māori advisor once they're on board.

Priority/03

Campaigning for greater local decision-making and localism

Choose Localism and Future for Local Government

An overview of this mahi

At SuperLocal we launched Choose Localism, our campaign to breathe new life into localism. The idea was to generate some excitement and optimism amongst our LG whānau as we navigate the

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future for local government together. Choose Localism is our compass for the future. All our mahi needs to drive towards a more inclusive, participative and localist future.

The first stage of this work is to galvanise the LG whānui and create a strong consensus position that we can take to Central Government on our vision for the future. The second stage will be our localism showcase, planned for next year. This will include a collection of the best examples of localism being delivered around the motu. It will be designed to open central government's eyes to, and strengthen their view of, the value and capability of local government. The aim is to build confidence that local government can be a trusted partner in this new way of working together. And finally, the third stage, which is about engaging the public, will include our citizens' assembly. While the topic for this citizens assembly needs to be thought through, it is an opportunity to ask New Zealanders what they might need to participate in local democracy. The idea is that it will provide innovative solutions to the increasingly pressing problem of irrelevance and apathy.

Building consensus on the Future for Local Government

Our work to develop a consensus position on the final Future for Local Government report is a key part of our first step in our wider Choose Localism work programme – galvanising the sector. We're making good progress on our approach to building consensus with excellent engagement and input from our FFLG Advisory Group.

We've held one in-person meeting with members on 18 September and will hold another on 2 November. We've also shared a wide range of resources with councils and elected members, including data from the first event. And we've launched an online engagement platform that allows everyone to have their say. After 2 November, we'll develop a draft position with the Advisory Group that will be sent to members on 24 November. Then we are proposing to hold an SGM on 11 December for members to formally vote on whether to agree the position.

The position we develop with members will inform the conversations and negotiations that we'll be having around the future with the incoming government. We're conscious of the need to land on a position that our members are happy with – but that has enough flex to put us in a robust position to negotiate with the incoming government. We know there'll need to be some give and take on both sides.

Our Choose Localism work will pick up aspects of the Panel's final report that local government can get on with implementing now – without the need for legislative change or support from central government.

Priority/04

Ramping up our work on climate change

Next steps

Now that we've finished conversations with several councils about what they think we could be doing in the climate change space, we're pulling together a strategy and plan for this work. With



vacancies in the policy team, we're needing to think carefully about how we manage our limited resources to deliver across a number of priorities. We're also observing how our climate change work (and other policy and advocacy work) closely aligns with our work on Choose Localism – which adds to our leverage.

One of the big pieces of work that we are engaging on is the inquiry into community-led retreat. This inquiry was kicked off by the previous Environment Select Committee. Given strong levels of support for it from across the House, we expect that it will continue regardless of the outcome of the General Election. The Ministry for the Environment has put out two reports setting out issues and options for dealing with the challenge of managed retreat (including how to fund it) that we're analysing and discussing with members. We think this is an area where LGNZ can really add value by driving policy thought leadership on behalf of our members.

We've also submitted on the first round of consultation on a strategy to strengthen the resilience of critical infrastructure in Aotearoa New Zealand. With the impacts of climate change being increasingly felt around the country, it's clear that critical infrastructure such as roads and water treatment plants are not capable of withstanding more intense and frequent extreme weather events. We will work with DMPC to ensure Councils are heard through the second round of consultation, which is expected in Q1 of 2024.

Support for cyclone-affected councils

We were funded by the Ministry for the Environment to commission Simpson Grierson to provide legal advice to councils in Tairāwhiti and the Hawke's Bay on the voluntary buyout of category 3 land or changes to residential use rights. This advice made it clear that to achieve greater certainty and minimise the risk of legal challenge for affected councils, either amendments to the existing legislation or a new bespoke framework are needed. We wrote former Ministers Robertson (Minister of Cyclone Recovery) and McAnulty to ask for action on this. Their reply acknowledged the changes would minimise risk but did not agree to pre-emptive action. We will raise this matter with the new government at the appropriate time.

We're continuing to engage with DIA on the regulatory relief for councils affected by the severe weather events earlier this year. We had several affected councils attend our zoom meeting for Mayors, Chairs, and Chief Executives with DIA and other government agencies. This largely focused on the recently gazetted Order in Council that enables three-year plans instead of LTPs for eight of the most affected councils.



Priority/05

Delivering and building on our core work

Water services reform

During this reporting period, the Water Services Entities Amendment Bill was enacted. This was the last piece in the previous Government's water reform puzzle. We successfully advocated for several changes to the Bill:

- Setting establishment dates for the 10 entities now requires consultation with affected councils and iwi/hapū. Establishment dates have to be confirmed within six months of the legislation passing.
- References to no-worse-off payments to councils in the legislation were retained.
- When DIA oversight of council decision-making applies has been clarified.
- The potential burden of community priority statements has been reduced.

The outcome of the election has implications for water reform. If there are any changes to the way in which water reform proceeds, we will engage with National Council on that when details are clearer.

Prior to the General Election, DIA and the NTU changed the approach that they were taking to developing constitutions for the water services entities. They started with work with a Technical Advisory Group on the Northland/Auckland entity's constitution. LGNZ's legal advisor has participated in the Technical Advisory Group process, so that learnings from the first process can be shared with other councils. Whether this process continues given the election outcome remains to be seen.

Transport

In August, the Government released its draft GPS Land Transport. We developed a submission with strong input from members. We also launched our Position Statement on Transport in conjunction with the release of the draft GPS Land Transport. The position statement outlines the key policy objectives we will advocate for, including:

- A strategic, long-term approach to planning that joins up central and local government decision-making to address maintenance and climate adaptation needs.
- Sufficient, long-term transport investment that prioritises resilience building, safety and better asset management across both new developments as well as maintenance and renewals.
- Integrated transport and freight networks that support placemaking by connecting our rural communities, towns and cities and making them great places to live and work.
- A transport network that can adapt to the future climate and prioritise decarbonisation.

This provides a good basis for our policy and advocacy work, and we are now working with a newly appointed Transport Reference Group to develop a robust plan for our transport work, which will align with our broader Choose Localism mahi. This work will ramp up following the 2023 general



election, once we know the shape of the next government and have a good understanding of its transport priorities.

Resource management reform

During this reporting period, the Natural and Built Environments and Spatial Planning Acts were enacted. This was a significant milestone. Local government didn't get all the changes that we wanted and some fundamental concerns remain – particularly the reform's impact on local voice. However, LGNZ and the Local Government Steering Group successfully advocated for several key changes, in particular the inclusion of Statements of Community Outcomes and Statements of Regional Environmental Outcomes. This is one mechanism to ensure that there is local input into regional planning decisions. There was also broad support for the introduction of regional spatial planning.

We've been working closely with the Local Government Steering Group and the Ministry for the Environment to support the work that is ramping up on transition and implementation. A lot of this work is technical and targeted at council officers. However, we've been stressing the importance of making sure that elected members are engaged, updated on and involved in appropriate parts of the transition and implementation work.

It's not entirely clear what the change of Government will mean for Resource Management Reform; however, we know that both the National and ACT parties have expressed concerns about the reform, in particular the erosion of local voice and the creation of more complexity and added layers of bureaucracy. LGNZ is support the Local Government Steering Group to develop a briefing to the incoming Minister for the Environment.

If significant changes to the reform are proposed by an incoming Government, some of the thinking we've provided in earlier submissions on both Acts will be useful to inform the position that we take on any changes. Specifically, we've previously said that we see the introduction of regional spatial planning and the need for prioritised work on the Climate Adaptation Act as the most fundamental aspects of the reform. We've also expressed a view that the proposed Regional Planning Committees could be stewards of a planning process, by bringing together input from each individual council in a region and stripping out unnecessary duplication, rather than being responsible for making all planning decisions for individual communities.

We will assess the situation as the makeup of the government and its priorities become clearer and keep National Council involved in any decisions that need to be made.

Remits

The team are working through each of the remits that were passed at the 2023 AGM and coming up with a plan to action them. Due to staff shortages in the Policy Team right now and the need to factor in the outcome of the General Election, we anticipate work on remits ramping up in the New Year.



Other policy and advocacy work

Freedom camping

Following the introduction of the Self-contained Motor Vehicles Legislation Act, we are working with Simpson Grierson, the New Zealand Motor Caravan Association, MBIE and Taituarā to review and update the model bylaw for freedom camping, and also the good practice guide for councils and tourism operators. The previous guidance was produced in 2018 but is no longer consistent with the new legislation introduced this year. We're on track to have this guidance ready to share shortly.

Emergency management reform

We've developed and shared a submission on the Emergency Management Bill with members. Submissions are due on 3 November 2023, so there'll be plenty of time for members to provide us with feedback on our draft, and to use our draft to inform their own submissions.

Elected member census and survey of voters and non-voters

We're working on completing two research reports, which will be shared with members soon. The first is a report outlining findings from LGNZ's survey of people who voted, or didn't vote, in the 2022 local elections. This survey is one of a series which dates back to the 2001 elections and looks at the profile of voters and non-voters and their reasons for voting or not. The second is the findings from our triennial Census of elected members, undertaken in April/May of this year. The Census provides information on the demographics of elected members and allows us to determine the degree to which elected members reflect the diversity of the communities they represent. It also provides information on elected members' priorities. The information is helpful for our broader advocacy and engagement work, and for policy makers who seek to ensure that councils are both inclusive and relevant.

Media

Choose Localism

As our Choose Localism campaign takes shape, we are using social media and media to build awareness and understanding. You will see more of our work make the connection with localism in the media in the coming weeks.

In August we announced our position on Transport, which is advocating for a transformative approach to address challenges in the nation's transport network. LGNZ highlighted five key actions to address these challenges. The press release, which made a strong case for choosing localism being the answer to our transport woes, was picked up by RNZ, NewsTalkZB and by Inside Government.

Two opinion editorial articles, authored by Susan, called for genuine partnership, where localism is not just a slogan that's talked about, but governments follow through on it. That means central government listens to and collaborates with local councils, respecting their insights and engaging with communities to find the best path forward for major projects like LGWM. One op-ed was run in Inside Government and the other on Stuff.

Progressing remits

At the AGM, the membership passed a remit that LGNZ calls on central government to take action to reduce council audit fees. Advocacy in the media is part of that work. Newsroom published an article that discusses the increasing audit fees faced by local councils in New Zealand and their relevance to



the justice system and local government accountability. The Auditor-General highlights the challenges faced by councils in managing affordable rates and funding community needs.

Support for councils affected by engineering consenting issues

A large number of councils have been affected by alleged fraudulent signing of consenting documents by engineer, Jonathan Hall of Kodiak Consulting. Taupo District Council contacted LGNZ to see if we could help support affected councils.

We held zooms with affected and developed a media plan with input from law firm Rice Speir, which is working closely with several affected councils.

Our media approach is geared towards three key objectives:

- Help de-risk councils – Give councils guidance on best practice while supporting them to drive comms through local channels.
- Reduce pressure on councils – Be a source of support for councils when they need it, enabling them to focus on addressing the situation and supporting their communities.
- Align with advocacy efforts – Liaise with Engineering New Zealand and MBIE to enhance advocacy efforts and demonstrate a cohesive response to the situation.

Conference and Excellence Awards Update

We're already in planning mode for SuperLocal 24, which is being held in Wellington/Te Whanganui-a-Tara in August next year. We'll be working with WCC and mana whenua to make sure we provide a remarkable programme and an even better conference experience than this year.

We're working on the theme and a prospectus, which we're hoping to get out to potential partners and sponsors very soon.

Engagement with members, including sector and zone meetings

We're busy planning for our in-person combined sector hui in November, with the Future by Local Government on day one and our usual individual sector meetings on day two.

We've had really good engagement with our email newsletters and direct emails recently. Eighty percent of members opened our first post-conference email and more than 60% opened our Choose Localism email (and 43% of those clicked through to the website). These are astonishing open rates by industry standards so we're consciously working on how we keep them high over the coming months as well as experimenting with a new online participation platform to see if we can encourage greater two-way dialogue online.

Mayors Taskforce for Jobs

We've been heavily involved with the management of MTFJ since our Programme Manager departed in early July. We very pleased to have successfully recruited a new Programme Manager who started in October, as well as made a permanent appointment in the MTFJ Advisor role.

We've also been working closely with the Chair and a small subset of the Core Group on governance and the relationship with LGNZ. The Core Group has agreed to establish a Governance Group to help make more efficient and effective decisions and oversee the development of a new strategy for

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MTFJ. An external facilitator will help guide this work alongside some insights research by TRA into the value of the programme and where the opportunities lie for growing and strengthening MTFJ in the future.

In September, we met with key National Party MPs from the Hutt to talk about the value of MTFJ as a vehicle for delivering positive social outcomes locally and the importance of sustainable funding for this crucial kaupapa. In the meantime, our 36 Community Employment Programme councils now all have their new two-year contracts and are deep in the mahi of getting rangatahi into work.

Young Elected Members

Our Young Elected Members had a successful hui pre-conference, with just under 40 attendees. Planning is now well underway for the YEM annual hui, which will take place in the Far North this year, from 6-8 December. This will be YEM's first annual hui since COVID, and the theme will be "Anga whakamua: Setting our collective course in the birthplace of Aotearoa".

Beyond the annual hui, the YEM committee are also working on updating and refreshing the YEM kaupapa, and developing a work plan to put this into action. YEM co-chair Alex Crackett is also a part of the FFLG Advisory Group and will bring a YEM-perspective to this work.

Community Boards Executive Committee

Our Community Boards Executive Committee (CBEC) is an engaged group and have had several constructive engagements early this year. Key areas of focus for CBEC include planning the Community Boards Conference, which will be held as part of SuperLocal 2024, and surveying community board members to understand their experience, needs and opportunities to support them.

Sarah Lucas, one of the CBEC Co-Chairs, has joined the FFLG Group and is contributing useful grassroots, community governance perspectives. A key concern for CBEC was the lack of reference in the Panel's final report to the role that community boards could play in local government's future.

Council capability

Ākōna

We launched our new Ākōna L&D platform and are now focused on building great courses tailored to our members' distinct needs. We've had several new councils join and are openly talking to both Taituarā and CEs to encourage more to come on board. The pricing is prorated so is now below the \$3500 threshold and that seems to be helping.

The new digital platform is performing well, and the three new courses are proving popular. Another six courses are under development, three of which are being co-developed with the councils who requested them. Work on preparing the framework to become a self-assessment tool and basis for a micro credential has begun, with a new sector working group being assembled to help boost the process.

The new Health & Safety course being co-developed with Tararua District Council will offer the sector a bespoke option to the Institute of Directors course, which is both unhelpfully generic and



costly. We expect to continue to enhance and tailor the Ākōna Governance course so that it too may offer an alternative option to expensive IoD offerings.

CouncilMARK refresh

The CouncilMARK programme has undergone an extensive overhaul. The Research Agency (TRA) was commissioned in 2022 to highlight areas the programme is performing well and areas for evolution. Based on these findings we initiated a programme redesign to optimise CouncilMARK and make it fit for purpose within this new local government context. We continued to work very closely with our stakeholders, including elected members, CEs, senior council staff and relevant central government agencies.

Guidance for members

We completed the Guide to recruiting and managing chief executives. This is a comprehensive guide that includes relevant templates, such as a draft employment agreement, performance committee terms of reference, and guidance on performance management.

Work is currently underway on an Elected Members' Guide to Representation Reviews. Shortly, approximately half of New Zealand's councils will be undertaking representation reviews. Many elected members, especially those elected for the first time in 2019 and 2022, will not only have little understanding of the representation review process itself, but also of the choices that they are able to make through that process.

Streetlights Profiles

In June 2022, the Electricity Authority approved a Streetlight dimming profile that when applied by councils will generate significant savings on the energy consumed by LED dimmable streetlights. Without this innovative new profile, some councils that have upgraded their streetlights to include a centralised dimming function may find themselves stymied by Electricity Authority rules that deem them non-compliant. This could lead to penalties being passed on by suppliers, or even their suppliers opting out of offering dimmable streetlighting.

We have been working with the energy retailers and a couple of councils to work through the operational processes and to implement a pricing structure before we can take this offering further to our members. It is estimated that the profiles will save Auckland Transport up to \$1.1m in energy savings, whereas some smaller energy consumers, like Palmerstown North City Council, will have savings in the region of \$18k per year. This will be for the life of the streetlights (usually 25 years) and does not include the carbon savings councils will be able to generate. We have just completed our implementation with Auckland Transport and are working with Christchurch, Wellington and Tauranga for the next implementations.

Moata Carbon Portal

We partnered with Mott MacDonald in 2021 to bring the Moata carbon portal to New Zealand. This is a tool that allows embedded (capital) carbon to be measured and monitored across any capital works programme. It enables councils to account for and reduce carbon emissions generated from water, transport and infrastructure (vertical and horizontal) projects. We have seen spreadsheets



being used to do this that quickly become out of date, with emissions factors varying. The portal allows councils to make real-time decisions that can shape their future carbon emissions and make greener infrastructure choices. The added benefit is that all the models developed in the portal are shareable with other councils and industry players.

Queenstown Lakes and Tauranga have both just completed carbon baselines with Mott MacDonald and we presented the results to QLDC in September. The QLDC baseline is the first carbon baseline that we are aware of in New Zealand that covers all business activities/groups across their entire long-term plan. Tauranga's baseline covered their water services only, with discussion ongoing about including transport next.

Napier have become portal subscribers to add to Auckland's Water Care and Wellington Water, and we are having conversations with Wellington and Nelson about being the next councils to take this up. The Wellington City implementation will be on their transport programme, with Napier using the portal on their water programme.

We are certainly seeing councils becoming more carbon focused – and with the next round of LTP planning underway, it's a perfect opportunity to embed carbon thinking and the Moata portal into the decision-making process.

Libraries partnership

Our Libraries Advisor has continued to engage with councils and their library teams, sharing best practice and advice and advocating for the importance of investing in libraries as vital community hubs. She is preparing a report before her contract ends in June 2024. It will set out the key trends and learnings that she's identified during her time with us.

In August, our Libraries Advisor travelled to Australia with a group of representatives from the library sector to visit Australian public libraries to identify best practice and trends that can be shared with New Zealand's councils and public libraries. This trip was fully funded by the National Library's New Zealand Libraries Partnership Programme.

12 DISCUSSION OF LATE ITEMS**13 PUBLIC EXCLUDED SESSION****Resolution to exclude the public****RECOMMENDATIONS**

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 - Public Excluded Minutes of the Extraordinary Council meeting held on 11 October 2023	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)	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 - Public Excluded Minutes of the Council meeting held on 16 October 2023	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)(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 s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities 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)	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 - To direct Procure the Artificial Surface Materials Links Avenue Reserve Artificial Sports Fields	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

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13.4 - Appointment of Mana Whenua Representative to the Tourism Bay of Plenty Board	<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)(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</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>
13.5 - The Lakes Works in Lieu Agreement	<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)(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>

14 CLOSING KARAKIA