



AGENDA

Tangata Whenua / Tauranga City Council Committee meeting Wednesday, 12 June 2024

I hereby give notice that a Tangata Whenua / Tauranga City Council Committee meeting will be held on:

Date: Wednesday, 12 June 2024

Time: 9.30am

Location: Waikari Marae
61 Waikari Road
Matapihi
Mount Maunganui

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 – Tangata Whenua/Tauranga City Council Committee

Common responsibilities and delegations

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

Responsibilities of standing committees

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

Delegations to standing committees

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

Terms of reference – Tangata Whenua/Tauranga City Council Committee

Membership

Independent chairperson	Mr Anthony Fisher
Deputy chairperson	Commission Chair Anne Tolley
Tauranga City Council members	Commission Chair Anne Tolley Commissioner Shadrach Rolleston Commissioner Stephen Selwood Commissioner Bill Wasley
Tangata Whenua members 6 members from the Tauranga Moana Tangata Whenua Collective	Ms Matire Duncan Mr Puhirake Ihaka Mr Nathan James Ms Destiny Leaf Mr Whitiora McLeod Mr Buddy Mikaere
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	Six meetings a year to be held on marae.
Members from Te Rangapū Mana Whenua o Tauranga Moana to attend meetings	Members from Te Rangapū Mana Whenua o Tauranga Moana are to be invited to all meetings. At the Chairperson's discretion, Te Rangapū Mana Whenua o Tauranga Moana members may speak to reports. To avoid doubt only members of the Committee can move or second recommendations or vote.
Hapū presentations	Hapū presentations to be held at the beginning of each meeting. The remainder of the business of the Tangata Whenua/Tauranga City Council Committee will be held at the conclusion of the hapū presentation.
Minutes	Minutes will be confirmed at each meeting.
Livestreaming of meetings	The meetings will be livestreamed. Livestreaming of presentations by hapū will be subject to permission from the marae.

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

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

Membership

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

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

Background

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

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

Principles of the partnership

The Partners:

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

Role and scope

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

The functions and key tasks are:

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

Communication

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

Monitoring

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

Power to recommend

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

Order of Business

1	Opening karakia	9
2	Apologies	9
3	Public forum	9
4	Acceptance of late items	9
5	Confidential business to be transferred into the open	9
6	Change to order of business	9
7	Confirmation of minutes	10
7.1	Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 10 April 2024	10
8	Declaration of conflicts of interest	21
9	Deputations, presentations, petitions	22
9.1	Ngati Tapu / Ngai Tukairangi Presentation	22
10	Business	23
10.1	Tangata Whenua/Tauranga City Council Committee - Chairpersons Report June 2024	23
10.2	Te Rangapu Mana Whenua o Tauranga Moana Report	26
10.3	Tangata Whenua Presentations Updates	30
11	Discussion of late items	39
12	Closing karakia	39

- 1 OPENING KARAKIA**
- 2 APOLOGIES**
- 3 PUBLIC FORUM**
- 4 ACCEPTANCE OF LATE ITEMS**
- 5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN**
- 6 CHANGE TO ORDER OF BUSINESS**

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 10 April 2024

File Number: A15917671

Author: Caroline Irvin, Governance Advisor

Authoriser: Anahera Dinsdale, Acting Team Leader: Governance Services

RECOMMENDATIONS

That the Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 10 April 2024 be confirmed as a true and correct record, subject to the following correction/s:

(a)

ATTACHMENTS

- 1. Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 10 April 2024**



MINUTES

**Tangata Whenua / Tauranga City
Council Committee meeting
Wednesday, 10 April 2024**

Order of Business

1	Opening karakia	3
2	Apologies	3
3	Public forum	3
4	Acceptance of late items	3
5	Confidential business to be transferred into the open	3
6	Change to order of business	4
7	Confirmation of minutes	4
	7.1 Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 21 February 2024	4
8	Declaration of conflicts of interest	4
9	Deputations, presentations, petitions	4
	9.1 Ngai Te Ahi Hapū Presentation	4
10	Business	8
	10.1 Te Rangapu Mana Whenua o Tauranga Moana Report	8
	10.2 Tangata Whenua Presentations Updates	9
11	Discussion of late items	10
12	Closing karakia	10

**MINUTES OF TAURANGA CITY COUNCIL
TANGATA WHENUA / TAURANGA CITY COUNCIL COMMITTEE MEETING
HELD AT THE HAIRINI MARAE, 9 TAMAHIKA STREET, HAIRINI, TAURANGA
ON WEDNESDAY, 10 APRIL 2024 AT 9.30AM**

PRESENT: Commission Chair Anne Tolley (Chairperson), Commissioner Shadrach Rolleston, Commissioner Bill Wasley, Mr Puhirake Ihaka, Mr Whitiara McLeod, Ms Matire Duncan, Mr Nathan James

IN ATTENDANCE: Marty Grenfell (Chief Executive), Coral Hair (Manager: Democracy & Governance Services), Carlo Ellis (Manager: Strategic Māori Engagement), Keren Paekau (Team Leader: Takawaenga Māori), Cynthia Hamel (Kaiarahi Māori), Tuana Kuka (Kaiarahi Māori), Anahera Dinsdale (Acting Team Leader: Governance Services), Caroline Irvin (Governance Advisor)

EXTERNAL: Te Pio Kawe, Irene Walker, Des Heke, Pine McLeod, Rhondel Reihana

The Committee began with a powhiri and light refreshments before moving into the official meeting.

1 OPENING KARAKIA

A karakia to open the meeting was given at the powhiri.

2 APOLOGIES

APOLOGY

COMMITTEE RESOLUTION TW2/24/1

Moved: Commissioner Shadrach Rolleston

Seconded: Commissioner Bill Wasley

That the apology for absence received from Mr Anthony Fisher, Commissioner Stephen Selwood and Mr Buddy Mikaere be accepted.

CARRIED

3 PUBLIC FORUM

Nil

4 ACCEPTANCE OF LATE ITEMS

Nil

5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

6 CHANGE TO ORDER OF BUSINESS

Nil

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 21 February 2024

COMMITTEE RESOLUTION TW2/24/2

Moved: Ms Matire Duncan

Seconded: Mr Puhirake Ihaka

That the minutes of the Tangata Whenua / Tauranga City Council Committee meeting held on 21 February 2024 be confirmed as a true and correct record.

CARRIED

8 DECLARATION OF CONFLICTS OF INTEREST

Nil

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

9.1 Ngai Te Ahi Hapū Presentation

Externals Mr Te Pio Kawa and Ms Irene Walker

PowerPoint Presentation: Ētahi Kaupapa mā te Kaunihera

Key Points

- The whakatau recognised the huge amount of work undertaken by the Commissioners during their time on this Committee and made specific reference around rectifying misdemeanours from the past.
- This was about bringing balance, certainty and commitment to future growth and development for the entire hapori (community).
- Ngai te Ahi hapū's boundary extended beyond Tauranga city, however, as with all hapū, the focus and centre was the whare/meeting house. This meant there were common values and concepts that were important to all tangata whenua.
- Current issues raised today would have enduring outcomes in terms of supporting the mokopuna who attended the powhiri today and would be sitting in these seats in the future. It was about the legacy left behind by the Committee and hapū for them to continue.
- Today was about taking an important opportunity to highlight key issues for the hapū, Ngai te Ahi, Ngati He, Hairini, Waimapu Estuary, Maungatapu, Te Tahuna o Tetehe, Te Tahuna o Nga Papaka o Rangataua that formed part of the rohe.
- Past members of the hapu were acknowledged, in particular their hard work in setting up the tangata collective to address common issues. Attendees today were representing these members and aspired to continue their mahi. The knowledge that had been passed on would never leave and there was much pride in who we were.
- Kuia, Auntie Mihi's attendance was acknowledged as was her knowledge of the history of the hapu and its people.
- Hairini Marae was situated in Hairini because of the vision the people of the hapū had to bring

the wharenui from Poike to Hairini. The marae faced Mauao, across Te Awanui and Tauranga Moana.

- The original papakāinga surrounding Hairini marae were condemned by the governing body at the time because they lacked infrastructure/water services. The presiding kaumatua then led the approach for redevelopment and sections were created for whanau (the original tenants) to relocate to. The infrastructure was paid for by the sale of the front ten sections of Haukore Street.
- A key part of the discussions with Kāinga Ora was that all the houses that had surrounded Hairini Marae/Ngai te Ahi hapū were part of its original papakāinga. It was important for the hapū to be represented in the redevelopment and design of housing in the area as this was their identity and whenua that included being relocated back into those houses.
- Ngai te Ahi acknowledged their sponsors, in particular Tauranga City Council (TCC), for their sponsorship of Mana kura tahi, the primary school national kapahaka competitions. Ngai te Ahi and Ngati He were represented for the first time in Whakatu (Nelson) and won second place in the competition.

Whakahokia o te Pahou – The Return of Te Pahou

- At the Council meeting on 26 February 2024, the submissions received for the return of Te Pahou clearly showed unanimous support. This clearly demonstrated how whanau and various associated trusts felt about this revered site.

Te Pahou Celebration during Matariki

- Matariki would be a hapū hautapu led kaupapa, with the organising committee meeting tomorrow to work on achieving better representation and engagement for whanau from both hapū. A better turnout was expected for this year's event.
- The kaupapa of the return of Te Pahou Ngāi as a significant site for Ngai te Ahi rohe was another steppingstone in Ngai te Ahi's tanga (identity). This was a chance to create and develop hautapu ceremony.
- The way Matariki was celebrated, the rituals and ceremonies, and what it meant in terms of planning a future direction for Ngāi te Ahi, was an opportunity to bring everyone together and create better recognition of it.
- Matariki stars had their own kaupapa and tikanga associated with them, which was an opportunity to prepare karakia, and tell stories for each one.
- Maumaharatanga was the remembrance and recognition of those who had passed on in the previous year.
- Te whāngai i ngā Whetu gave homage to each of the Matariki elements that brought together and connected hapū.
- Hapū were working with TCC on an application for a community grant to contribute towards the te pahou Matariki celebration.
- This was also about the recognition of the Ngai te Ahi hapū tamariki, mokopuna and pakeke to these sites of significance that made up the Ngai te Ahi world.

Hammond Street Reserve - Te Pahou Urupa - Des Heke

- The Hammond Street Reserve land was a subject of return for hapū. It ran adjacent to, and contiguous to, Te Pahou urupa.
- Since its revelation, whanau had been able to gain an understanding of how revered this site was and why it was sanctified as a resting place for tupuna.
- There were marked and unmarked grave sites.
- This area had been a strategic stronghold, deliberately positioned close to the entrance to Kaitemako stream and had strong connections to other Pa sites.
- There were opportunities through wānanga and pepeha to look after these taonga and sites of significance.
- This was not just a planting project but also about remediating and reconnecting to the land. It was about adding key cultural elements to the project that included knowledge and succession.

- An alternative ecological report was commissioned by the hapū, resulting in eels being relocated to the Kaitemako stream.

Ngāi Te Ahi Rohe

- Ngāi te Ahi's southern boundary extended to the Ohaupara Stream, creating the connection with Te Arawa hapū.
- Ngāi te Ahi has far reaching ancestral connections. This was why their boundary extended to Ōtanewainuku and Pūwhenua.
- Te Tiriti o Waitangi settlement included the vesting of part of these two above named areas to Ngāi te Ahi, Ngāti Ruahine and Ngāi Tamarāwaho. Therefore, there were very similar areas of interest between these rohe.
- The maps provided today were an important opportunity to clarify on the TCC website the area/location of influence and interest that Ngāi te Ahi had.
- There was a huge amount of resourcing required for all the work that needed to be done. Therefore, it needed to be a working partnership between Council and the working parties of the rohe.
- It would be beneficial to start a cadetship program again, or similar initiative, as it would inspire young people to come to the table and get involved.
- Resource management processes needed to be more streamlined and inclusive of Māori.
- Ngai te Ahi and Ngati He had whenua to support the housing aspirations of its whanau, an example being the Kaitemako catchment blocks.
- The Kaitemako catchment blocks were effectively about 171 hectares. 92 of these hectares were likely to be developable and could provide for around two to three hundred homes.
- The main obstacle to this development was that it was predominantly rural and lacked the infrastructure needed for whanau to return to these areas.
- Hapū were working with the combined Tangata Whenua Forum, City Deals and Priority One in terms of feasibility, structure planning, infrastructure building and establishing work streams to facilitate the future development of housing in this area.
- This was an important discussion in terms of assisting whanau who were on a waiting list, or falling into gaps and could not get onto a waiting list, for housing.
- Banks were now requiring a hapū partition. Currently, the Māori Land Court was under extreme pressure and had a back log to process any application, which made a complicated process even longer.
- It was important for whanau to have a trusting support network to start these processes and work through the obstacles together to achieve their goals.

39 Haukore Street Playground

- The physical landscape of Haukore Street would change due to further development which meant the demand on the 800 square metres of the playground would increase significantly. This was a project for Ngai te Ahi.
- This was an opportunity for cultural integration and Māori design that would create a sense of identity for the playground.
- A local resident who lived close to the playground all his life advised the Committee that there were numerous health and safety issues that included it being wet and slippery, in particular in winter, causing children to slip and fall when walking and cycling, large holes in the fence that cut the children when they moved through them, and a very large tree that blocked sunlight and shed leaves that also created a slippery/hazardous surface.

Hairini Street Bus Lane

- It was felt this piece of road was an underutilised resource. There was an opportunity to open and share the road for public access outside of peak traffic hours.
- Several public meetings were held at Hairini Mārae before the creation of the bus lane where health and safety issues were discussed such as decreasing the speed limit and limiting usage times.
- Ngai te Ahi would like to discuss and explore more options to utilise this bus lane with Council's

transport team. Included in this discussion was korero about the Hairini Bridge/Welcome Bay Link Road waterway and the amount of traffic congestion. Safe passageways for children to walk and cycle to school from Hairini to Maungatapu was also an issue and a project.

Water Resource Consent Initiative

- The next big initiative for Ngai te Ahi was working together with Ngati He and Ngati Ruahine around resource consents regarding water.
- There was a desire to be situated within the management/head of these discussions, as well as acknowledging the importance of the whenua and the water that surrounded us.

Ms Walker acknowledged that Council and Ngai te Ahi had a great working relationship that had shared common goals and mana which was very beneficial to Ngai te Ahi in terms of their projects and aspirations.

In response to questions

- The thinking around annual planning on resource management was in terms of what a full-time equivalent position would be and the opportunity this would provide as an Annual Plan submission for the following year.
- The Hairini Street Bus Lane project was seen as work adjacent to the Fifteenth Avenue corridor work and as such was a key project for Ngai te Ahi.
- The Manager: Strategic Māori Engagement advised his team would look into the 39 Haukore Street Playground matter as part of Council's renewals program. It was agreed there needed to be more maintenance done to the tree and footpaths.
- It was not Ngai te Ahi's preference to sell properties/land to fund their projects because their resources were limited. A primary concern was to retain land already owned and seek housing opportunities through entities such as Ministry for Urban Development and Te Puni Kōkiri around providing the most appropriate infrastructure to the highest standards possible to ensure longevity that would support future generations.

Discussion points raised

- Commission Chair Tolley queried whether the Hairini Street Bus Lane had already been considered by Council to be open outside of normal business hours. It would be raised at the next Tauranga Public Transport Joint Committee meeting.
- Commission Chair Tolley confirmed that the Manager Strategic Māori Engagement would assist Ngai te Ahi with their community grant application.
- Commission Chair Tolley thanked the presenters for a thorough and interesting presentation, in particular, around the history of Ngai te Ahi.

COMMITTEE RESOLUTION TW2/24/3

Moved: Mr Whitiora McLeod

Seconded: Commissioner Bill Wasley

That the Tangata Whenua/Tauranga City Council Committee:

- (a) Receives the Ngai te Ahi Hapū presentation.

CARRIED

Staff Action

- Commission Chair Tolley confirmed that the Manager Strategic Māori Engagement would assist Ngai te Ahi with their community grant application.

10 BUSINESS

10.1 Te Rangapu Mana Whenua o Tauranga Moana Report

Staff Matire Duncan

Key Points

- There was a lot of concern around the Fast Track Consent bill. Ms Duncan highlighted concerns around whether there would be the right type of engagement with tangata whenua and more time to have conversations around submissions, and what would be allowed and what would be overridden.
- A workshop with Kiritapu Allan was planned for Friday 12 April 2024 where she would be talking about the bill and its impacts on tangata whenua.
- There was also concern around Māori Wards and the 2024 elections.
- The upcoming elections and candidates for this election were of concern for Te Rangapu Mana Whenua o Tauranga Moana. Therefore, they would fully support and welcome a crown observer in some form when the Commission finished their term.

Discussion points raised

- In response to the concerns raised around the Māori Wards, Commission Chair Tolley advised it was extremely difficult for local government when there was a change of central government and a change in legislation. It could be useful for TCC and Te Rangapu Mana Whenua o Tauranga Moana to join WBOPDC in making a submission to advise how difficult this would be for local government over the next four years as there would also be a representation review.
- The Commission would officially be recommending to the Minister for Local Government that a Crown Observer be appointed. Crown Observers did not have any power but provided a form of continuity and support to an incoming Council who would be running a complex business organisation with a large capital budget and a lot going on.
- The committee requested that a resolution be put forward to show their support of the Commission's intention to recommend a Crown Observer be appointed.
- Commission Chair Tolley advised they had put in a submission regarding the Fast Track Consent bill which had raised similar issues to Te Rangapu Mana Whenua o Tauranga Moana.
- Commission Chair Tolley formally acknowledged the role of Te Rangapu Mana Whenua o Tauranga Moana on this Committee and thanked Ms Duncan for her continued leadership and reporting which was extremely important.

COMMITTEE RESOLUTION TW2/24/4

Moved: Ms Matire Duncan
Seconded: Mr Whitiora McLeod

That the Tangata Whenua / Tauranga City Council Committee:

- (a) Receives the report 'Te Rangapu Mana Whenua o Tauranga Moana Report'.

CARRIED

COMMITTEE RESOLUTION TW2/24/5

Moved: Mr Whitiora McLeod
Seconded: Mr Puhirake Ihaka

That the Tangata Whenua / Tauranga City Council Committee:

- (b) Supports the intention of the Commission to request that the Minister for Local Government appoints a Crown Observer for up to twelve months for the new incoming Council.

CARRIED

ACTION

That Ms Matire Duncan be provided with a copy of the submission regarding the Fast Track Consent bill, as submitted by the Commission.

10.2 Tangata Whenua Presentations Updates

Staff: Carlo Ellis, Manager: Strategic Māori Engagement

Key Points

- The presentation given today by Ngai te Ahi members, and its significance, was acknowledged.
- An overview of Tangata Whenua matters and updates was provided.
- The discussions taking place with Whareroa Marae were around future proofing the options available to them. These were options that were within Council's control, could be worked on together, and could be considered at their own time and pace, but which were also within the realms of cultural activities that would support them thriving and functioning well as a community. There was no focus on relocation.
- At the last Mangatawa Marae meeting a motion was carried to reinstate the Onsite Effluent System for the marae. This was a great result, enabling the installation of this system.

In response to questions

- The next step for Hei Marae regarding the Waiari project was a planned meeting with Kaituna River Authority to ensure alignment of processes. This matter was progressing well.
- There was not enough road reserve on Waimapu Pā Road to install a footpath. There needed to be conversations with a number of landowners in order to facilitate this which would take time. Any lighting installed along the road had to be placed where the speed humps were and was for both motorists and pedestrians. Staff would look into whether lighting could be installed independently of speed humps.

Discussion points raised

- Commission Chair Tolley advised that Council had been approached by the Whareroa Marae committee regarding future proofing the marae. There had been much discussion around what

the future looked like and the fact that changes would have to be made. Cyclone Gabrielle had demonstrated that for many marae there were no good alternatives within the rohe, however there needed to be other options found. It was acknowledged that changes needed to be made at the marae's pace, and of their own choice, as opposed to being forced to do it as a result of a civil emergency. The Commission would like to ensure these options were available to them before their term of office ended.

- Commission Chair Tolley advised the Commission would recommend to the incoming Council that they continue with meetings at marae as they had learnt a lot in their time doing this. They would also recommend the continuation of the ongoing Tangata Whenua update report as this had proved very useful to all parties.

COMMITTEE RESOLUTION TW2/24/6

Moved: Commissioner Bill Wasley

Seconded: Commissioner Shadrach Rolleston

That the Tangata Whenua / Tauranga City Council Committee:

- (a) Receives the Tangata Whenua Presentations Updates report.

CARRIED

11 DISCUSSION OF LATE ITEMS

Nil

12 CLOSING KARAKIA

Mr Te Pio Kawe closed the meeting with a karakia.

The meeting closed at 12.25pm.

The minutes of this meeting were confirmed as a true and correct record at the Tangata Whenua / Tauranga City Council Committee meeting held on 12 June 2024.

.....
Commission Chair Anne Tolley
CHAIRPERSON

8 DECLARATION OF CONFLICTS OF INTEREST

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

9.1 Ngati Tapu / Ngai Tukairangi Presentation

ATTACHMENTS

Nil

10 BUSINESS

10.1 Tangata Whenua/Tauranga City Council Committee - Chairpersons Report June 2024

File Number: A16050779

Author: Caroline Irvin, Governance Advisor

Authoriser: Anahera Dinsdale, Acting Team Leader: Governance Services

PURPOSE OF THE REPORT

1. The purpose of this report is for the Chairperson of the Tangata Whenua/Tauranga City Council Committee to provide updates to the Committee.

RECOMMENDATIONS

That the Tangata Whenua / Tauranga City Council Committee:

- (a) Receives the report "Tangata Whenua/Tauranga City Council Committee - Chairpersons Report June 2024".

ATTACHMENTS

1. TW/TCC Chairpersons Report - June 2024 - A16050773 [↓](#) 

Tangata Whenua/Tauranga City Council Standing Committee Meeting
Waikari Marae 12 June 2024
Chairman's report

Tuatahi e mihi tēnei ki a rātou kua wheturangihia, e rere ana i te kupenga o Taramainuku ki te waka o te rangi. Nei ra te tangi, nei ra te mihi, nei ra te poroporoaki ki a koutou. Ka hoki mai anō ki a tātou ngā kanohi ora, he mihi nei ki a tātou.

It's with great pleasure that I present my report to this Forum at a time that marks a significant milestone in the journey of the Tauranga City Council and tangata whenua since the appointment of Commissioners in 2021. Today will be the last meeting of this forum with our Commissioners whose appointments will end prior to or at the election of Councillors at the Local Body Elections next month.

I thought it appropriate therefore to take this opportunity to reflect on how well, or not, relationships between tangata whenua and Council have progressed under the purview of the Commissioners.

As we know the Tauranga City Council Commissioners were appointed by the then Minister of Local Government to oversee the city's governance following a period of administrative challenges and upheavals. Their role was to ensure stability, transparency, and effective management of the city's affairs and, according to statements by the Minister at the time, their appointment was aimed at restoring public trust and confidence and improve the council's operational effectiveness.

To a very large section of the Tauranga community, to many if not most of the elected members of Council at the time, and indeed to New Zealanders in general, the "sacking" of democratically elected Councillors and the statutory appointment by the Minister of four Commissioners to replace them was an outrage and an attack on democracy itself.

To tangata whenua of Tauranga Moana however the move was welcomed. It was seen as an opportunity for more meaningful engagement and participation with an organisation (the Council) with immense power and statutory authority to plan, shape, develop and manage the social, economic and wellbeing growth of one of the country's fastest developing regions. A region that has one of the highest ratios of Māori in the country.

The question on everyone's lips was whether this opportunity afforded by the appointment of independent Commissioners would be realised – and not just for Māori.

In the opening paragraphs of this report, I've noted the need to reflect on how well relationships between the Council and tangata whenua have progressed as the starting point, and probably the main point, for reflection. This is because from a Māori perspective the nature of interactions between people is founded on the nature of the relationship that exists between the parties. A high-quality relationship that is valued and nurtured by all parties and that maintains currency guarantees meaningful and mana-enhancing interactions between people and organisations - in this case between the Council and tangata whenua.

Earlier this year I was privileged to be asked to peer review an academic study and report undertaken by a student (from the lower North Island) researching models of Crown-Māori relationships and partnerships. The Tauranga City Council and its relationship models and initiatives undertaken with tangata whenua here was one of the case studies. One of the things I found immensely affirming in the report was the author's attribution of the success of the Council/Commissioners and Tangata Whenua relationships being the value placed on the relationship by all parties, and the authenticity displayed. I found that re-affirming because it confirmed the views that I've formed based on my

observations, both as a member of the hāpori and also in the short time I've undertaken this role as Chair.

The opportunities and the resultant benefits from those opportunities being progressed are more readily identified and progressed when a strong, active and trusted relationship exists as has been evident here over recent years. The investing of time by rangatira (the Commissioners) in those relationships is also a mark of the value placed on them and how mana is enhanced.

It's on this foundation that initiatives such as Te Manawataki o Te Papa, Taumata Kahawai redevelopment, a multitude of development and redevelopment projects in parks, reserves, public facilities, strategic and long-term planning, environmental and resource management activities with tangata whenua have been driven and enabled. These are significant pieces of work and projects that benefit the entire community, not just Māori, and exemplify how everyone benefits when iwi and hapū are recognised and opportunities to work together are enabled.

From my observation it is this strength that our Commissioners have exhibited in their roles, that stands out from the many other strengths they have brought. As the student whose paper I peer reviewed had noted "*Councils are in the business of people. Roads, waste treatment plants, other infrastructure, parks and reserves, civic amenities, compliance departments etc are provided for the people, for the communities. Therefore, it's important that for Councils there is transparency in governance and decision making, that communities are listened to, and that communities are involved as much as possible*".¹

It's not my intention to list the achievements of the Council over the last 3 or so years under the governance of our Commissioners – they are extensive and impressive. What stands out for me most is the way in which they have undertaken their work. This has flowed into the way in which working with iwi and hapū has been embraced (and encouraged).

For tangata whenua iwi and hapū, the Commissioners, supported and advised by Carlo and his roopu, have provided a solid foundation and been an exemplar for Council/tangata whenua relationships. I mihi to you for that. I'm also holding my breath, as many of us are I think, to see whether a democratically elected Council can learn from that and follow suit in the months ahead.

Nō reira, e mihi ake tēnei ki a koutou ngā Komihana, hei mahi rangatira koutou mo te painga o ngā iwi, o ngā hapū, ngā whānau, ōtira mō te katoa o Tauranga Moana nei.

Anthony Fisher

¹ Permission obtained to use this excerpt

10.2 Te Rangapu Mana Whenua o Tauranga Moana Report

File Number: A15917657

Author: Caroline Irvin, Governance Advisor

Authoriser: Anahera Dinsdale, Acting Team Leader: Governance Services

PURPOSE OF THE REPORT

The purpose of this report is to provide the Tangata Whenua/Tauranga City Council Committee members with updates on Te Rangapu Mana Whenua o Tauranga Moana matters and progress.

RECOMMENDATIONS

That the Tangata Whenua / Tauranga City Council Committee:

- (a) Receives the report 'Te Rangapu Mana Whenua o Tauranga Moana Report'.
-

ATTACHMENTS

1. RMW Report to Tangata Whenua - Tauranga City Council Committee - A16043203 [↓](#) 



**Report to Tangata Whenua / Tauranga City Council Committee meeting
scheduled for Wednesday 12 June 2024, Waikari Marae, Matapihi**

TO: Tangata Whenua/Tauranga City Council Committee
FROM: Matire Duncan – Chair Te Rangapu Mana Whenua o Tauranga Moana
DATE: Wednesday 24 June 2024
SUBJECT: Te Rangapu Mana Whenua o Tauranga Moana (“RMW”) Report and Update
PURPOSE: The purpose of this report is to provide the Tangata Whenua / Tauranga City Council Committee members with an update of RMW progress.

1. Tangata Whenua Representation on Council Committees

The partnership between Tauranga City Council and Te Rangapu continues to grow and develop, working together to bring about the best opportunities for Tauranga City. The relationship with tangata whenua is currently maintained through several forums, committees, and protocol agreements.

2. Workshops and Special Workshops update

Te Rangapu have come together in workshops to discuss and consider not only our local authority developments, but also central government plans and reforms. These workshops provide an opportunity for Te Rangapu to explore and develop Council concepts, procedures, policies, and projects and for tangata whenua to have input. I have provided subject areas to date.

a) Fast-Track Approvals Bill

Te Rangapu members expressed deep concerns about the Bill and the implications for hapu, iwi, whanau and the broader community in particular the impacts on taonga tuku iho.

Through the submission process the RMW **strongly opposed** the FTA Bill in its current form as it is disproportionately pro-development, constitutionally flawed, concentrates power to three Ministers and has far-reaching adverse implications for:

- (a) Aotearoa New Zealand’s taiao (environment);
- (b) The RMW representatives have customary rights, interests and responsibilities, including Treaty of Waitangi settlement interests; and

- (c) The RMW representatives' ability to exercise mana motuhake and kaitiakitanga within our rohe, as guaranteed by Te Tiriti o Waitangi.

A special RMW hui was attended by Kiritapu Allan to address our concerns and provide submissions by 19 April deadline. Kiritapu was advising a range of entities on the FTA Bill implications generally. In their capacity within the Ministry for the Environment, Shadrach Rolleston and Rohario Murray provided further overview and insight of the three-year indicative work programme and the Fast-Track process under the Fast-Track Consenting Bill.

b) TCC Waters and Three Waters Strategies and City Waters Corridor Overview

The presentation provided an overview of key wastewater and water supply corridor studies, which have been developed in the last couple of years to provide for future growth and resilience. Corridor Studies to be covered are: Western & eastern corridors for wastewater, western, eastern & central corridors for water supply.

City Waters is talking to tangata whenua about Individual projects within these corridor studies in line with their area of interest.

This presentation to Te Rangapū will provide an overview of these upgrade schemes as background to discussions we will have with individual iwi/hapu groups.

Within the 30-year infrastructure strategies timeframe, strategic decisions and actions must be taken that will influence how Tauranga will manage the three waters in a rapidly changing physical, legal & institutional environment.

c) Draft Strategic Maori Engagement Plan – City Waters

An overview of the DRAFT Overarching Strategic Maori Engagement Plan for City Waters, covered:

- The Purpose of the strategy
- Context for engagement
- Key Objectives of the strategy
- Principles of engagement
- Levels of Engagement
- Modes of Engagement
- Monitoring and review of engagement

Te Rangapū and Council have developed a number of engagement tools and policies eg. Protocol Agreements, Cultural monitoring etc, over the years and input into this draft Strategic Maori Engagement Plan is essential for its success.

3. Elections 2024

The elections for 2024 are ramping up and looking to be very interesting especially around some of the candidates running for either mayor or a ward councillor. 85 candidates have enrolled to be either a mayor or a ward councillor.

A candidates evening for Te Awanui ward is scheduled for Thurs 20 June at Te Wharekura o Mauao starting at 6.30pm.

4. Te Aupikitanga Strategic Plan

Having those planning workshop sessions was a good time to connect as Te Rangapū and review why we exist, what we do, how things are working for us as a team, celebrating what is working well and where we feel there are issues and challenges? We discussed problem-solving priority issues to ensure we are working in the best way for us all.

Now that the plan is complete there will be work required to implement the plan.

5. Key priorities

- Elections 2024 for Tauranga City.
- Strategic plan implementation.
- Continue to uphold the mana and relationships with TCC.
- Develop a strong and ongoing strategy to support the Te Awanui ward councillor.
- Housing on Maori owned land.
- Climate change and biosecurity.
- Submissions to the (Electoral Legislation and Māori Wards and Māori Constituencies) Amendment Bill.
- Submissions to the Local Government (Water Services Preliminary Arrangements) Bill.

10.3 Tangata Whenua Presentations Updates

File Number: A16042320

Author: Carlo Ellis, Manager: Strategic Māori Engagement

Authoriser: Jeremy Boase, Acting General Manager: Strategy, Growth & Governance

PURPOSE OF THE REPORT

1. To update the Tangata Whenua/Tauranga City Council Committee on matters raised by Tangata Whenua at previous Committee meetings and Iwi/Hapū hui held with the Commissioners.

RECOMMENDATIONS

That the Tangata Whenua / Tauranga City Council Committee:

- (a) Receives the report "Tangata Whenua Presentations Updates".

DISCUSSION

2. Attached is a table outlining issues raised by Iwi/Hapū and Marae at previous Committee meetings and Hui held with the Commissioners. The table provide an update on the progress of these issues.
3. Traffic light key in the table:
 - Green – On track;
 - Yellow – Progress being made; and
 - Red – Unlikely to progress further.

ATTACHMENTS

1. Table - Tangata Whenua matters raised TW_TCC Hui 12 June 2024 - A16043819 [↓](#) 

Tangata Whenua Action list – 12 June 2024

Hui	Issue	Update	Next Steps/Status	
Wairoa Marae 14 April 2021	1. Road noise was raised as a significant nuisance and an obstruction to cultural practices at the marae	Complete	NB: Repairs to the road can be made to further reduce noise upon vestment with TCC.	
	2. Housing was raised as a priority for Ngāti Kahu	Not yet ready for Phase 2 of the Papakāinga development however hui with the Trust and Papakāinga Advisor are ongoing	Papakāinga Advisor is supporting the Trust with a consenting issue on the block. Awaiting outcome before moving into the next phase of planning.	
	3. Marae Maintenance	<input type="checkbox"/> FACILITATE GROUP LTD provided quotes for upgrades to Marae - Ramp access, ablution block upgrade. <input type="checkbox"/> Marae underwent an accessibility audit TCC Accessibility Advisor. Awaiting final report.	<input type="checkbox"/> Apply for further funding for ablution block upgrade/rebuild from Community Grants Fund <input type="checkbox"/> Action quotes from Facilitate. <input type="checkbox"/> Enable accessibility upgrades provided in report	
Hungahungatoroa Club – Ngati Tapu, Ngai Tukairangi 14 October 2021	4. The Southern Pipeline was raised as a significant and ongoing burden on the community.	<input type="checkbox"/> Final MSPAG hui with Commissioner held on 8 th May 2024. <input type="checkbox"/> Discussed changes to the MOU after the arrival Councillors <input type="checkbox"/> Actions identified by the Matapihi community through MSPAG are	Te Poutakawaenga will continue to coordinate between community representatives and council managers on the continuation of this advisory group	

	<p>Matapihi Southern Pipeline Advisory Group (Advisory Group). This is made up of hapū members (2 each from Ngati Tapu and Ngai Tukairangi) and Council members (Commissioner, General Manager, Technical Manager & Takawaenga).</p>	<p>being coordinated by Te Pou Takawaenga.</p>		
	<p>5. Ngāi Tūkairangi and Ngāti Tapu signalled their strong support for Whareroa alongside fellow hapū Ngāti Kuku and presented a range of short, medium and long-term actions for Council.</p> <p>The ten-year timeframe for the exit of heavy industry from the priority area was heavily supported by Ngāi Tūkairangi and Ngāti Tapu and remains the ultimate outcome.</p>	<ul style="list-style-type: none"> <input type="checkbox"/> Ongoing actions are being facilitated by Te Pou Takawaenga in collaboration with Manea Ngatai (Chair of Whareroa Marae and Kaitiaki). The next aspects requiring attention are: <input type="checkbox"/> Gating of access to Whareroa Reserve and Boat ramp on Ruatahapani Way during night time hours. - Project team to consult with local community on reserve shut hours 	<p>Gate to be installed June/July</p>	

Peterehema Marae – Ngāti Hangarau 1 December 2021	6. Resourcing to assist the development of Maori land for housing	The Papakainga working group is conducting information-gathering.	o Hui to be scheduled.	
Whareroa Marae – Ngāti Kuku 18 January 2022	7. Whareroa Emergency Plan	<input type="checkbox"/> Preliminary specification and costing of drain crossing being undertaken by Transport Team.	<input type="checkbox"/> Confirm and finalise agreement to cross private land with Hukapak.	
Whetū o te Rangi Marae – Ngāti Pūkenga	8. Te Kapua Wetland Restoration.	<input type="checkbox"/> Ngāti Pūkenga to provide further information about what they are wanting from TCC	<input type="checkbox"/> Takawaenga has raised these issues with the WBOPDC and the Iwi. A meeting will be scheduled when the Iwi is available	
	9. Western Bay Of Plenty District Council and Tauranga City Council Relationships.	<input type="checkbox"/> Ngāti Pūkenga expressed frustration over the current Council boundaries between the two Council, different rules and policies makes building and maintaining relationships difficult.	<input type="checkbox"/> Same as above	
	10. Water supply access to infrastructure, especially on Maori Land, has been a continuing issue for Ngāti Pūkenga	<input type="checkbox"/> TCC has advised the Iwi that reticulation of the marae to the TCC water pipe can be achieved. A meeting to discuss this further with the Iwi has been requested. <input type="checkbox"/> WBOPDC has also advised the Iwi that the council can provide funding assistance for reticulation and will attend the	<input type="checkbox"/> Takawaenga is awaiting response from Iwi to hui and progress initial conversations. <input type="checkbox"/> Hui with WBOP requested by Takawaenga	

		meeting alongside TCC with the Iwi.		
Mangatawa Marae – Ngati Kaahu ki Mangatawa 13 April 2022	11. Marae request for onsite effluent system for Mangatawa Marae	Mangatawa Marae Trust has met with the installing contractor and final agreements have been made to move forward with the OSET installation. Mangatawa Marae Trust has applied for an extension to its building consent to complete the OSET installation under this current permit.	TCC Waters Manager to meet with Managatawa complete a variation to current funding agreement.	
Hei Marae – Te Kapu o Waitaha	12. A number of issues regarding the Waiari Project - Ecological monitoring of the Waiari - Tangata Whenua issues raised at the WKAG table have not been addressed.	<input type="checkbox"/> Ongoing discussions and hui have been had with the Iwi, by both TCC and WBOPDC. <input type="checkbox"/> TCC committed to provide resource options for cultural recognition projects, in conjunction with other councils. <input type="checkbox"/> Cultural recognition initiatives progressing within WKAG and are presently focussed on five core projects	<input type="checkbox"/> WKAG Hui 05/06 to progress Cultural Recognition plan <input type="checkbox"/> WBOPDC and BOPRC to follow through and provide resource options in alignment with Cultural recognition plan.	
Hungahungatoroa Marae – Ngai Tukairangi November 2022	13. Matapihi Community Plan	Te Poutakawaenga have reached out to the Hapu Trusts to meet to begin planning on progressing this work.	<input type="checkbox"/> Te Pou Takawaenga will continue to reach out to the Hapū trusts to meet and agree on progressing a Community Plan.	

Waimapu Marae - Ngāti Ruahine 15 February 2023	14. Ground erosion below urupā caused by log jams in Waimapu River	<input type="checkbox"/> Ongoing issues with logs from private landowners' property falling into Waimapu River.	<input type="checkbox"/> Hapū awaiting outcome of LTP submission to BOPRC to clean up Waimapu River and remove logs. <input type="checkbox"/> Takawaenga will continue to monitor this situation with hapū RMA representative.	
	15. Assess provision for a children's playground/playground equipment on Waimapu Pā Road	<input type="checkbox"/> This can now be removed as hapū no longer have aspirations for a playground on Waimapu Pā Road.		
	16. Footpath, lighting and speed management along Waimapu Pā Road	<input type="checkbox"/> Waimapu Pā Rd has inadequate drainage and pinch points on the road which means single lanes will be required unless extensive earthworks are undertaken to widen the road for all the infrastructure needed for a footpath, drainage and lighting. <input type="checkbox"/> Lighting could potentially be installed prior to the footpath but depends on the design and costs. <input type="checkbox"/> Location of speed humps critical to be effective, but also to avoid placement in areas where drainage and ponding in low areas are an issue. <input type="checkbox"/> Staff have communicated with hapū representatives at various times about preferred designs and wording for signs for the	<input type="checkbox"/> Staff to look at concept designs for the footpath and incorporate a lighting plan depending on the ideal footpath design. <input type="checkbox"/> Staff are awaiting design and costing of preferred speed humps even if as a temporary measure until long-term plans for the footpath and lighting are in place. <input type="checkbox"/> Sign designs are finalised and will be ordered before the end of June for installation thereafter.	

		marae, tangihanga and traffic calming.		
Maungatapu Marae Ngāti Hē 26 April 2023	13. Re-engage with staff and Commissioners on Council-owned Wikitoria St properties regarding lease and possible sale / transfer to hapū	<input type="checkbox"/> Takawaenga met with hapū reps to discuss the new lease for Wikitoria St, maintenance works, and the potential sale/transfer of this property to the hapū.	<input type="checkbox"/> Marae Trust and hapū trustee to confirm names of Marae trustees to go on the new lease. <input type="checkbox"/> Maintenance works on property to go ahead this month. <input type="checkbox"/> Transfer/sale of property may be put on hold indefinitely because of climate change risks to properties on Wikitoria St - hapū to confirm.	
	14. Te Pāhou – ownership of reserve	<input type="checkbox"/> Transfer documents are with Holland Beckett (hapū lawyers).	<input type="checkbox"/> Staff to investigate and further discuss ramifications of proposed land covenant. <input type="checkbox"/> Takawaenga met with hapū to discuss covenant and easements. Hapū advised they want to discuss details of transfer documents in more detail with staff and will advise when they are available to meet.	
	15. Rangataua Waahi Tapu areas	<input type="checkbox"/> On 10 May 2024 staff met to discuss possible solutions for flooding and drainage issues at Rangataua and Maungatapu Marae with following outcomes: <input type="checkbox"/> Possible short/medium term solutions include sandbags, water pump, hapū initiate an assessment of drainage options.	<input type="checkbox"/> On 10 June 2024 Takawaenga will meet with reps from PDP for a presentation on embedding Te Ao Māori into iwi/hapū risks and solutions associated with the impacts of climate change. <input type="checkbox"/> Takawaenga to communicate possible short-, medium- and	

		<input type="checkbox"/> Possible long-term solutions include an assessment/report by an agreed consultant ie. Pattle Delamore Partners (PDP) about long term risks/options for the hapū to consider. <input type="checkbox"/> BOPRC have advised they have funding opportunities to assist iwi/hapū with long term plans.	long-term solutions/ opportunities with hapū and seek their feedback.	
Whakaue Marae Ngāti Whakaue ki Maketu 21 June 2023	16. Request for resourcing and assistance to develop Ngāti Whakaue ki Maketu Priority project list	<input type="checkbox"/> Ngāti Whakaue to provide further information about what they are wanting from TCC.	<input type="checkbox"/> Takawaenga to set up meeting with Ngāti Whakaue representatives once they are ready for further discussions.	
Hairini Marae Ngāi Te Ahi 10 April 2024	17. Opening of Hairini bus lane 7pm-6am, weekends and school holidays	<input type="checkbox"/> Stantec are currently investigating options of re-opening the bus lane and will report back to TCC by 7 June 2024.	<input type="checkbox"/> Staff will review the report and decide if more information is needed or if a safety review is required.	
	18. 39 Haukore St Playground redevelopment integrating cultural designs and creating a sense of identity.	<input type="checkbox"/> Staff previously advised there is no budget for the redevelopment of this playground. <input type="checkbox"/> No progress on joining playground design with TCC projects.	<input type="checkbox"/> Takawaenga to follow up.	
	19. Funding for a Matariki public event at Te Pahou Reserve	<input type="checkbox"/> On 24 April 2024 partial funding was offered to hapū to assist with a public event. <input type="checkbox"/> Hapū initially responded but to date has not accepted the offer.	<input type="checkbox"/> Takawaenga will continue to follow up with hapū but likely to be too late now to secure the funding.	

	<p>20. Invest in Hapū kaitiakitanga management (FTE for resource management kaupapa for Ngāi Te Ahi and Ngāti Hē).</p>	<p><input type="checkbox"/> Hapū will likely need to provide more information and a proposal for this.</p>	<p><input type="checkbox"/> Takawaenga to discuss streamlining TCC resource management processes, and potential opportunities within the next annual plan.</p>	
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11 DISCUSSION OF LATE ITEMS

12 CLOSING KARAKIA