



MINUTES

**Ordinary Council meeting
Monday, 9 December 2024
and
Tuesday, 10 December 2024**

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**MINUTES OF TAURANGA CITY COUNCIL
ORDINARY COUNCIL MEETING HELD AT THE**

**BAY OF PLENTY REGIONAL COUNCIL CHAMBERS, REGIONAL HOUSE,
1 ELIZABETH STREET, TAURANGA ON MONDAY, 9 DECEMBER 2024 AT 9.30AM**

AND

**UNIVERSITY OF WAIKATO TAURANGA CAMPUS, TE MANAWAROA ROOM,
101-121 DURHAM STREET, TAURANGA ON TUESDAY, 10 DECEMBER 2024 AT 9.30AM**

- MEMBERS PRESENT:** Mayor Mahé Drysdale (Chairperson), Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Glen Crowther, Cr Rick Curach, Cr Steve Morris, Cr Marten Rozeboom, Cr Kevin Schuler (Online), Cr Rod Taylor
- LEAVE OF ABSENCE:** Cr Mikaere Sydney
- IN ATTENDANCE:** Marty Grenfell (Chief Executive), Barbara Dempsey (General Manager: Community Services), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy, Growth & Governance), Alastair McNeill (General Manager: Corporate Services), Sarah Omundsen (General Manager: Regulatory and Compliance), Kathryn Sharplin (Acting Chief Financial Officer), Graeme Frith (Acting General Manager: City Development & Partnerships), Sam Fellows (Manager: City Partnerships), Mike Naude (Director of Civic Development), Jeremy Boase (Manager: Strategy & Corporate Planning), Frazer Smith (Manager: Strategic Finance & Growth), Tracy Hughes (Financial Insights & Reporting Manager), Susan Braid (Finance Lead Projects Assurance), Coral Hair (Manager: Democracy & Governance Services), Anahera Dinsdale (Acting Team Leader: Governance Services), Caroline Irvin (Governance Advisor), Aimee Aranas (Governance Advisor), Janie Storey (Governance Advisor)
- EXTERNAL:** Puhirake Ihaka, Buddy Mikaere, Josh Te Kani (Otamataha Trust), Wayne Silver (Willis Bond), David Lambie (Twenty Two), Chris Haines (Ryder Levett Bucknall), Ian Becke (Bell Gully), Kim Wallace, Chair, Te Manawataki o Te Papa Limited

Timestamps are included beside each of the items and relate to the recordings of the meeting held on 9 December 2024 at <https://www.youtube.com/watch?v=JBr7lInN2xA> and the meeting held on 10 December 2024 at <https://www.youtube.com/watch?v=-T14LX-Oqmc>

1 OPENING KARAKIA

Cr Hautapu Baker opened the meeting with a karakia.

2 APOLOGIES

The leave of absence granted to Cr Mikaere Sydney was noted.

3 PUBLIC FORUM

Timestamp: 14:15

3.1 Annie Hill - Creative BOP

Key points

- Support for development of Museum noting the community benefits, the need to showcase the cultural heritage, colonial history and the educational opportunities it would provide with interactive participation and engagement for all.

At 9.43am, Cr Kevin Schuler joined the meeting online.

3.2 Bob Tulloch

Key points

- Support for the Museum as it would reflect who we are, where we came from, what happened along the way and reflect the regions heritage from 800 years ago.
- Noted the history of the timber, dairy and kiwifruit industries within the region.
- Natural synergy for Museum, The Elms and Historic Village to become a tourist route for the 60,000 cruise ship visitors each year.

3.3 Mary Dillon

Key Points

- Supported the development of a museum over the past 25 years, noting it was central to the entire wider projects in the city centre and would be a major expression of the region's cultural inheritance.
- The cost would be less than \$3 per week per ratepayer.
- Utilise the skills and experience of the staff, do it once and do it right.

Attachments

- 1 Mary Dillon - Public Forum 9 December

3.4 John Robson

Key points

- Provided a view of some of the past reporting and decisions on a culture change within Council noting that there had been no change.
- Noted some decisions on the sites considered for a museum.

3.5 Vanessa Hamm

Key points

- Font Public Art Trust Director and longtime supporter of a museum noting the new facilities had given confidence to other businesses including Holland Beckett and 120 staff to move into a reactivated city centre.

3.6 Genevieve Whitson

Key points

- Downtown Tauranga /Mainstreet Tauranga were supporting the development noting that it was important that the city centre undergoes a major transformation within the next five years as the population continued to grow.
- Had experienced increased communication with the new Council which had renewed a sense of hope from businesses and saw a greater scope for working relationships with Council and others to bring the city centre to its full potential.

3.7 Sam Allen

Key points

- Expressed disappointment that no applications to the Public Art Fund had been selected from local artists, with a trend over recent years that the majority of funding was being provided to out-of-town artists.
- He had spent 160 hours putting together an application, and other local artists had done the same.

Action:

- Information on the allocation of the Public Art Funding to be provided to Councillors and a copy provided to Mr Allen.

3.8 Alan Withy

Key points

- Member of the Elm Trust, Tauranga Historical Society and Taonga Tu, and had along with others put hundreds of volunteers' hours to get a museum for Tauranga for the thousands of artifacts in storage.
- Manawataki, the heartbeat, could not happen without the culture and history. When you understand the past, you are ready to face the future.

Attachments

- 1 Sam Allen - Museum Collective Submission

3.9 Dr Tim Maltby

Key Points

- Opposes installing iwi members on Council committees. Only elected members should have voting rights as the people voted for them.
- People could not afford a 12.5% rate increase in 2025 as many were struggling, nor afford the operating deficit predicted for Civic Whare, Exhibition and Museum (CWEM) once it was established.
- Sunk cost for CWEM was a fallacy, as the costs to date were in the past not the future.
- Why demolish QEII as it was a steel frame structure and there was a lack of indoor courts facilities. An aquatic centre would also run at a loss.

4 ACCEPTANCE OF LATE ITEMS

4.1 Recommendation from the Community, Transparency and Engagement Committee dated 18 November 2024 - Including Rates Affordability Questions in the Annual Residents Survey

RESOLUTION CO25/24/1

Moved: Cr Rod Taylor
Seconded: Cr Glen Crowther

That the Council:

Accepts the following late item for consideration at the meeting:

- Recommendation from the Community, Transparency and Engagement Committee dated 18 November 2024 - Including Rates Affordability Questions in the Annual Residents Survey

The above item was not included in the original agenda because it was not available at the time the agenda was issued, and discussion cannot be delayed until the next scheduled meeting of the Committee because a decision is required in regard to this item.

CARRIED

5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

6 CHANGE TO THE ORDER OF BUSINESS

It was noted that there would be a number of changes to the order of business within the meeting.

Item 11.8 - Local Water Done Well Indicative Business case would be considered on Tuesday, 10 December 2024 at 9:30 am, followed by Item 13.3 - Waste Infrastructure Programme Business Case Options in public excluded business.

The following items would be discussed at 1:30 pm on Tuesday, 10 December 2024:

- 11.9 Remuneration fees for external representatives on council committees
- 11.10 Review of Governance structure and appointments 2025 and
- 11.11 Appointment of Tangata Whenua representatives to Standing Committees

7 CONFIRMATION OF MINUTES

7.1 Minutes of the Council meeting held on 29 October 2024

RESOLUTION CO25/24/2

Moved: Cr Marten Rozeboom
Seconded: Cr Rick Curach

That the minutes of the Council meeting held on 29 October 2024 be confirmed as a true and correct record, subject to the following correction:

- (a) Item 11.8 – correct spelling for the name of the Director of Tauranga Art Gallery, Sonya Korohina

CARRIED

7.2 Minutes of the Council meeting held on 12 November 2024

RESOLUTION CO25/24/3

Moved: Cr Rod Taylor

Seconded: Deputy Mayor Jen Scoular

That the minutes of the Council meeting held on 12 November 2024 be confirmed as a true and correct record.

CARRIED

8 DECLARATION OF CONFLICTS OF INTEREST

Mayor Drysdale noted an interest in Item 11.13 – Mayoral Vehicle and advised he would remove himself from the room during that item.

9 DEPUTATIONS, PRESENTATIONS, PETITIONS

Nil

10 RECOMMENDATIONS FROM OTHER COMMITTEES

Timestamp: 1:07:07

- 10.1 Recommendation from other committee – Tauranga Public Transport Joint Committee dated 7 November 2024 - Tauranga and Western Bay of Plenty Transport Committee Terms of Reference

RESOLUTION CO25/24/4

Moved: Cr Glen Crowther

Seconded: Cr Rod Taylor

That the Council:

- (a) Receives the report "Tauranga and Western Bay of Plenty Transport Committee Terms of Reference".
- (b) Accepts the recommendations of the Tauranga Public Transport Joint Committee TPT4/24/4 and
 - (i) Renames the committee the Tauranga and Western Bay of Plenty Transport Committee; and
 - (ii) Adopts the revised Terms of Reference for the Tauranga and Western Bay of Plenty Transport Committee as set out in **Attachment 1**.

CARRIED

10.2 Recommendation from the Community, Transparency and Engagement Committee dated 18 November 2024 - Including Rates Affordability Questions in the Annual Residents Survey

The Committee recommendation was as follows:

(b) *Recommends that Council considers including a question around rates affordability in the Annual Residents survey, i.e. 'Are rates affordable for you?' If not affordable then are they: 1) severely unaffordable, 2) moderately unaffordable, 3) somewhat unaffordable.*

- Key research, who undertake the annual residents survey, suggested the following questions be added to the survey in place of those recommended by the Committee:

Which statement best reflects your current financial situation and ability to pay rates?

- I. I cannot afford to pay my current rates based on my household income and will not be able to pay my next rates invoice.*
- II. I cannot comfortably afford my current rates with my household income and must give up other necessities to pay my next rates invoice.*
- III. I can afford my current rates and everyday expenses, but there's no money left over.*
- IV. I can afford my current rates and everyday expenses, and have some extra money left over.*
- V. I can afford my current rates and everyday expenses and have a comfortable amount of money left over.*

- The Council considered both sets of questions and resolved to delegate to the Chief Executive the authority to determine the questions that related to both renters and homeowners.

RESOLUTION CO25/24/5

Moved: Cr Steve Morris

Seconded: Cr Hautapu Baker

That the Council:

- (a) Receives the report " Recommendation from the Community, Transparency and Engagement Committee dated 18 November 2024 - Including Rates Affordability Questions in the Annual Residents Survey ".
- (b) Delegates to Chief Executive to include rates for those paying rates directly and impact of rates for those renting in the Annual Residents Survey.

CARRIED

11 BUSINESS

11.1 Civic Whare, Exhibition and Museum (CWEM) Project Update and Next Steps

Staff Graeme Frith, Acting General Manager: City Development & Partnerships
Mike Naude, Director of Civic Development
Jeremy Boase, Manager: Strategy & Corporate Planning
Frazer Smith, Manager: Strategic Finance & Growth
Kathryn Sharplin, Acting Chief Financial Officer

External Puhirake Ihaka, Buddy Mikaere, Josh Te Kani, Otamataha Trust
Wayne Silver, Director, Willis Bond & Co
David Lambie, Twenty Two (Independent Advisor)
Chris Haines, Director, Ryder Levett Bucknall, Quantity Surveyors
Ian Becke, Partner, Bell Gully
Kim Wallace, Chair, Te Manawataki o Te Papa Limited

Timestamp: 1:22:26

Correction:

Replacement options analysis section, paragraphs 87 to 104 (pages 19-30 of the agenda) were tabled. These had been circulated to members and available on the Council's website prior to the meeting.

Otamataha Trust

- Mr Ihaka noted that on behalf of mana whenua and wider tangata whenua of the Tauranga moana, they whole heartily supported and approved of the continuation of Option 1 of the project.
- Noted the history of beginning of project, the discussions with the Council on what was intended, what would happen and the role of mana whenua which further strengthened the relationship into a partnership of the space and fulfilling some treaty settlements.
- Provided the name Te Manawataki o Te Papa – The Beating Heart of Te Papa as from that point the city goes in all directions to connect with its 160,000 people.
- Civic Whare would become a place where discussions were held, decisions made, and people come together to exchange ideas and thoughts and make decisions for all parties.
- Acknowledged the late Peri Kohu and his vision along the way.
- Continuation of the work that had been done to date with comprehensive and extensive consultation with mana whenua whose designs would be paramount in the buildings.
- Acknowledged Council staff who he had worked with over the time, noting it was a very satisfying relationship to ensure correct consultation took place, the design aspects adhered to and agreed upon fully and implemented, giving people a much better understanding of what mana whenua were trying to express.
- Mr Mikaere noted the history and confiscation of lands at the battle of Gate Pa and the Church Missionary Society holding the land on their behalf for the benefit and welfare of Māori which had now been leased to the Elms Trust at \$1 per annum.
- Noted the change of status being sought for Pukehinahina, advising that it each project would complement the other and add to the attractions of the city.
- Mr Te Kani provided an overview of the history of the area and those areas surrounding it.
- Noted the four Pou – Te Papa Houkura (A wellspring of wellbeing), Te Papa Manawa Whenua (A place of prosperity), Te Papa o Nga Waka (the landing place for many) and Te Papa Kainga o Te Iwi (the home of the people), giving the meaning and significance of each.
- We look back as we work into the future, with the Civic Whare being the heartbeat from the site at the epicentre of the tribal domain and they see value of that continuing into the future.

At 11.27am the meeting adjourned.

At 11.41am the meeting reconvened.

Presentation

- Presentation attached to the minutes provided by Jeremy Boase outlined the process to date and the recommendations included in the report.
- Wayne Silver, Director Willis Bond spoke of the role of Willis Bond and the benefits of a campus style masterplan.
- David Lambie spoke of his role as an independent advisor who tested the assumptions of whether the Council was getting value for money in the areas of expertise, process and momentum.

At 1.16pm the meeting adjourned.

At 1.49pm the meeting reconvened.

Changes to recommendations in report

- Changes were made to recommendation (g) requiring that Stages 3 and 4 only proceed once options to reduce costs were reported to Council and the final tendered costs endorsed by the Te Manawataki o Te Papa Limited Board.
- A new recommendation (l) was added to reduce the cost of the waterfront central plaza project prior to the execution of any related contracts.

RESOLUTION CO25/24/6

Moved: Mayor Mahé Drysdale

Seconded: Cr Hautapu Baker

That the Council:

- Receives the report "Civic Whare, Exhibition and Museum (CWEM) Project Update and Next Steps".
- Rescinds resolution CO12/23/8(c), passed on 24 July 2023, that the Council "Approves that on sale of assets managed through the Asset Realisation Reserve approach, any debt associated with that asset will be not repaid unless Council, by further resolution, determines full or partial debt repayment shall occur".
- Confirms that on sale of assets managed through the Asset Realisation Reserve approach, any debt associated with that asset will be fully repaid from the sale proceeds unless Council, by further resolution, determines otherwise.
- Notes that Te Manawataki o Te Papa Limited have endorsed Tauranga City Council proceeding with the CWEM Stage 2 (construction works) as recommended in this report.
- Proceeds with construction of the CWEM facility as programmed in the 2024-34 Long-term Plan (Option 1: Status Quo) and authorises the Chief Executive to enter contracts on behalf of Tauranga City Council for the CWEM Stage 2 (construction) works, as further detailed within this report.
- Notes that the commercially sensitive attachments to this report will remain in public excluded, and will be considered for release once negotiations have been concluded.
- Requires that the contracts of stages 3 and 4 CWEM is progressed only when:
 - options to reduce the cost of Stages 3 and 4 of CWEM has been completed and reported to Council
 - final tendered costs have been endorsed by the Te Manawataki o Te Papa Limited Board.
- Attachment 1** can be transferred into the open when all commercial arrangements have been completed
- Attachment 3** can be transferred into the open when all commercial arrangements have been completed
- Attachment 4** can be transferred into the open when all commercial arrangements have been completed
- Attachment 7** can be transferred into the open when all commercial arrangements have been completed

- (l) Considers options to reduce cost of the waterfront central plaza project prior to the execution of any related contracts.

CARRIED

For: Mayor Mahé Drysdale, Deputy Mayor Jen Scouler, Cr Hautapu Baker, Cr Steve Morris, Cr Marten Rozeboom, Cr Kevin Schuler and Cr Rod Taylor

Against: Cr Rick Curach and Cr Glen Crowther

Attachments

- 1 Presentation - CWEM
- 2 Revised Options Analysis

11.15 2025/26 Annual Plan Key Financial Update, Draft Capital Programme and LGFA Bespoke Borrowing Covenant Option

Staff Kathryn Sharplin, Acting Chief Financial Officer
Tracey Hughes, Financial Insights & Reporting Manager
Susan Braid, Finance Lead Projects Assurance

Timestamp: 4:28:45

The Annual Plan video was shown.

Refer to Attachment 3 which had been tabled and pre-circulated to members. Attachment 3 summarised the detailed capital budgets in graphs and by categories of projects over the LTP 2024-34 period and included strawman options to illustrate that some major capital programmes could be rephased into later financial years.

Refer to the Council workshop held on Wednesday, 4 December 2024, for further detailed information on the draft Annual Plan 2025-26. The recording is publicly available at https://www.youtube.com/watch?v=y_kvA7LmNnc

Corrections:

- Corrections were made to recommendation (c) date change from 9 to 10 February 2025, and recommendation (d) the amount should be amended from \$2.03M to \$2.83M .

Changes to recommendations:

- An additional option was added to (b) (ii) total rates increases does not overall exceed 10% net of growth.

Actions:

- Provide information on waste considerations noting the difference between the status quo and the plan.
- Tracking of debt and what would have been the Infrastructure Funding and Financing portion of the Te Manawataki o Te Papa project was requested going forward.

RESOLUTION CO25/247

Moved: Mayor Mahé Drysdale

Seconded: Cr Rod Taylor

That the Council:

- (a) Receives the report "Annual Plan Key Financial Update, Draft Capital Programme and LGFA Bespoke Borrowing Covenant Option".
- (b) Directs staff to develop the draft 2025/26 Annual Plan for consideration in February 2025 with options to ensure that:
 - (i) The total rates increase does not overall exceed 12.5% net of growth.
 - (ii) The total rates increase does not overall exceed 10% net of growth
 - (iii) Depreciation is fully funded except for roading depreciation, where the funded depreciation should reflect only the TCC share of renewals.
 - (iv) Operational costs proposed to be loan funded are separately reported for specific council approval.
 - (v) The capital programme as prioritised in Attachment 1 forms the basis for the draft budget subject to any changes to projects or levels of service agreed by Council prior to adoption for consultation in March 2025.
- (c) Agrees that Council should apply to Local Government Funding Agency for a bespoke covenant up to a limit of 350% debt to revenue ratio from June 2025, with a draft application to be considered by Council at its meeting on 10 February 2025.

CARRIED UNANIMOUSLY

RESOLUTION CO25/24/8

Moved: Mayor Mahé Drysdale

Seconded: Cr Rod Taylor

That the Council:

- (d) Approve the ordering of city operations plant budgeted at \$2.83m in 2025/26 to enable delivery within Council of four further areas of work currently undertaken under contract from 2025/26.

CARRIED

For: Mayor Mahé Drysdale, Cr Hautapu Baker, Cr Rick Curach, Cr Steve Morris, Cr Marten Rozeboom, Cr Kevin Schuler and Cr Rod Taylor

Against: Deputy Mayor Jen Scoular and Cr Glen Crowther

Attachments

- 1 2025-26 Annual Plan Key Financial Update information in graphs

Cr Hautapu Baker adjourned the meeting with a karakia.

At 3.54pm the meeting adjourned until 9.30am on 10 December 2024

Continuation of meeting – Tuesday, 10 December 2024 at 9.30am in Te Manawaroa Room, University of Waikato, Durham Street, Tauranga

MEMBERS PRESENT: Mayor Mahé Drysdale (Chairperson), Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Glen Crowther, Cr Rick Curach, Cr Steve Morris, Cr Marten Rozeboom, Cr Kevin Schuler (Online), Cr Rod Taylor

LEAVE OF ABSENCE: Cr Mikaere Sydney

IN ATTENDANCE: Marty Grenfell (Chief Executive), Barbara Dempsey (General Manager: Community Services), Nic Johansson (General Manager: Infrastructure), Christine Jones (General Manager: Strategy, Growth & Governance), Alastair McNeill (General Manager: Corporate Services), Kathryn Sharplin (Acting Chief Financial Officer), Graeme Frith (Acting General Manager: City Development & Partnerships), Andrew Mead (Manager: City Planning & Growth), Frazer Smith (Manager: Strategic Finance & Growth), Andrew Elliott (Business Analyst and Partner), Phil Kai Fong (Team Leader: Commercial Property Services), Shawn Geard (City Centre Infrastructure Lead), Stephen Burton (Transformation Leader: Water Services), Wally Potts (Director of City Waters), Peter Bahrs (Manager: Water Services), Rodney Clark (Water Treatment Manager), Mike Seabourne (Head of Transport), Will Hyde (Senior Transportation Engineer), Brad Bellamy (Project Leader: Urban Planning), Cathy Davidson (Manager: Directorate Services), Sarah Stewart (Principal Strategic Advisor), Coral Hair (Manager: Democracy & Governance Services), Anahera Dinsdale (Acting Team Leader: Governance Services), Caroline Irvin (Governance Advisor), Aimee Aranas (Governance Advisor), Janie Storey (Governance Advisor)

EXTERNAL: Edward Guy, Rationale

Cr Hautapu Baker re-opened the meeting with a karakia.

11.8 Local Water Done Well - Indicative Business Case on the Future for Water Service Delivery

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Stephen Burton, Transformation Leader: Water Services

External Edward Guy, Rationale

Timestamp: 7:23

Edward Guy and Stephen Burton spoke to the presentation (see attached) that outlined the suite of options.

Changes to recommendations:

- The Mayor moved a motion with changes made to the recommendations in the report, noting the legislative changes and acknowledging that the Western Bay of Plenty District Council was a preferred partner.

A MOTION HAS BEEN PROPOSED

MOVED: Mayor Mahé Drysdale

SECONDED: Deputy Mayor Jen Scoular

That the Council:

- (a) Receives the report " Local Water Done Well - Indicative Business Case on the Future for Water Service Delivery" and the accompanying Indicative Business Case (Attachment 1).
- (b) Rescinds resolution CO11/24/5 made at the Council meeting on 20 May 2024 that *"Approves the preferred option of establishing a Council Controlled Organisation (CCO) model with Western Bay of Plenty District Council"* to reflect changes to the legislative framework with the Local Government (Water Services Preliminary Arrangements) Act which established the Local Water Done Well framework on 3 September 2024.
- (c) Adopts the Indicative Business Case and approves that the preferred way forward for the future of water service delivery to the Tauranga City community is:
 - (i) The establishment of a three-water jointly owned CCO which is mutually beneficial for Tauranga City Council and partner Councils; and
 - (ii) If no suitable 'partner council/s' is ready to proceed with establishing a jointly owned CCO by 1 July 2026, then a Tauranga City Council independent CCO should be established with a view to moving to the preferred joint or multiply owned CCO in the future.
- (d) Delegates the General Manager Strategy, Growth & Governance to make minor changes to the Indicative Business Case prior to its finalisation.
- (e) Notes that Council is willing to engage with any council that has a formal mandate, shared vision and that can demonstrate mutually beneficial outcomes through a joint/multiply owned water service delivery CCO.
- (f) Notes that staff will develop and report back to Council with a set of establishment principles, criteria, and safeguard mechanisms to apply to any joint or multiply owned CCO to ensure beneficial arrangements are able to be identified and implemented, including:
 - (i) The establishment of fair and equitable outcomes
 - (ii) That due diligence is undertaken, including:
 - that current and future investment requirements are adequately identified
 - that financial and asset positions are independently verified to ensure mutual benefit
 - that risks are identified, understood, and mutually agreed to be manageable within available mitigation mechanisms and funding
 - that current and future debt capacity is understood and is sufficient to allow for the establishment of a viable joint CCO.
 - (iii) That there is mutual agreement that costs will be ring-fenced in the short to medium term (5-10 years) before transitioning to pricing alignment.
- (g) Approves that staff continue to have informal conversations with other councils, including Western Bay of Plenty District Council, to progress the considerations listed in (f) above, while noting that a final decision on whether to proceed (or not) with a CCO option will be made after engaging with Iwi and Hapū and with our communities.

- (h) Approves that staff work with Western Bay of Plenty District Council to progress the option of establishment of a jointly owned CCO, while noting that a final decision on whether to proceed (or not) will be made after engaging with Iwi and Hapū and with our communities, and completion of due diligence by both Councils.
- (i) Approves the 'Summary communication and engagement approach' (Attachment 2), which will be undertaken in compliance the new consultation mechanisms provided for in Sections 61-64 of the Local Government (Water Services Preliminary Arrangements) Act 2024.
- (j) Approves that Council publicly consults alongside the Annual Plan on the:
 - (i) Current delivery model (Status Quo); and
 - (ii) The preferred option being a Jointly owned mutually beneficial two-water or three-water CCO involving Tauranga City Council and 'other council/s, with the option to set up a stand-alone Tauranga City Council CCO that other councils can join later if there is no suitable or ready partner to proceed by 1 July 2026; and
 - (iii) TCC only two-water or three-water CCO.
- (k) Approves that based on the preferred option, planning on the implementation phase will commence immediately to ensure business readiness for future water services delivery.
- (l) Notes that the initial unbudgeted cost to establish a CCO for 2025/26 and 2026/27 is estimated at \$7 million (based on high level Department of Internal Affairs advice).
- (m) Notes that there is projected to be a stranded cost disbenefit to the remaining organisation (initial estimate between \$7-10 million), with the potential for a significant portion of this cost to be recovered in the short to medium term through transitional arrangements between Council and the CCO. Further work is required on potential stranded costs.

AN AMENDMENT WAS PROPOSED:

MOVED: Cr Glen Crowther

SECONDED: Cr Rick Curach

That the proposed resolution (c) be amended to read:

- (c) Adopts the indicative Business Case and approves a preferred option for the future of water service delivery in Tauranga City is the establishment of a two-water or three-water Tauranga City Council owned CCO, either with a "debt capacity council" that is ready to proceed with establishing a jointly owned CCO by 1 July 2026 if that is mutually beneficial to TCC and partner councils, or a Tauranga City Council independent CCO with the potential to moving to a joint or multiply owned CCO in the future.

THE AMENDMENT WAS PUT AND LOST

For: Cr Glen Crowther

Against: Mayor Drysdale, Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Rick Curach, Cr Steve Morris, Cr Marten Rozeboom, Cr Kevin Schuler, Cr Rod Taylor

RESOLUTION CO25/24/9

Moved: Mayor Mahé Drysdale

Seconded: Deputy Mayor Jen Scoular

That the Council:

- (a) Receives the report " Local Water Done Well - Indicative Business Case on the Future for Water Service Delivery " and the accompanying Indicative Business Case (Attachment 1).
- (b) Rescinds resolution CO11/24/5 made at the Council meeting on 20 May 2024 that *"Approves the preferred option of establishing a Council Controlled Organisation (CCO) model with Western Bay of Plenty District Council"* to reflect changes to the legislative framework with the Local Government (Water Services Preliminary Arrangements) Act which established the Local Water Done Well framework on 3 September 2024.
- (c) Adopts the Indicative Business Case and approves that the preferred way forward for the future of water service delivery to the Tauranga City community is:
 - (i) The establishment of a three-water jointly owned CCO which is mutually beneficial for Tauranga City Council and partner Councils; and
 - (ii) If no suitable 'partner council/s' is ready to proceed with establishing a jointly owned CCO by 1 July 2026, then a Tauranga City Council independent CCO should be established with a view to moving to the preferred joint or multiply owned CCO in the future.
- (d) Delegates the General Manager Strategy, Growth & Governance to make minor changes to the Indicative Business Case prior to its finalisation.
- (e) Notes that Council is willing to engage with any council that has a formal mandate, shared vision and that can demonstrate mutually beneficial outcomes through a joint/multiply owned water service delivery CCO.
- (f) Notes that staff will develop and report back to Council with a set of establishment principles, criteria, and safeguard mechanisms to apply to any joint or multiply owned CCO to ensure beneficial arrangements are able to be identified and implemented, including:
 - (i) The establishment of fair and equitable outcomes
 - (ii) That due diligence is undertaken, including:
 - that current and future investment requirements are adequately identified
 - that financial and asset positions are independently verified to ensure mutual benefit
 - that risks are identified, understood, and mutually agreed to be manageable within available mitigation mechanisms and funding
 - that current and future debt capacity is understood and is sufficient to allow for the establishment of a viable joint CCO.
 - (iii) That there is mutual agreement that costs will be ring-fenced in the short to medium term (5-10 years) before transitioning to pricing alignment.
- (g) Approves that staff continue to have informal conversations with other councils, including Western Bay of Plenty District Council, to progress the considerations listed in (f) above, while noting that a final decision on whether to proceed (or not) with a CCO option will be made after engaging with Iwi and Hapū and with our communities.
- (h) Approves that staff work with Western Bay of Plenty District Council to progress the option of establishment of a jointly owned CCO, while noting that a final decision on whether to proceed (or not) will be made after engaging with Iwi and Hapū and with our communities, and completion of due diligence by both Councils.

- (i) Approves the 'Summary communication and engagement approach' (Attachment 2), which will be undertaken in compliance the new consultation mechanisms provided for in Sections 61-64 of the Local Government (Water Services Preliminary Arrangements) Act 2024.
- (j) Approves that Council publicly consults alongside the Annual Plan on the:
 - (i) Current delivery model (Status Quo); and
 - (ii) The preferred option being a jointly owned mutually beneficial two-water or three-water CCO involving Tauranga City Council and 'other council/s, with the option to set up a stand-alone Tauranga City Council CCO that other councils can join later if there is no suitable or ready partner to proceed by 1 July 2026; and
 - (iii) TCC only two-water or three-water CCO.
- (k) Approves that based on the preferred option, planning on the implementation phase will commence immediately to ensure business readiness for future water services delivery.
- (l) Notes that the initial unbudgeted cost to establish a CCO for 2025/26 and 2026/27 is estimated at \$7 million (based on high level Department of Internal Affairs advice).
- (m) Notes that there is projected to be a stranded cost disbenefit to the remaining organisation (initial estimate between \$7-10 million), with the potential for a significant portion of this cost to be recovered in the short to medium term through transitional arrangements between Council and the CCO. Further work is required on potential stranded costs.

CARRIED UNANIMOUSLY

Attachments

- 1 Presentation - Local Waters Done Well

At 11.37am the meeting adjourned.

At 12.03pm the meeting reconvened.

13 PUBLIC EXCLUDED SESSION

Public excluded resolution

RESOLUTION CO25/24/10

Moved: Cr Rod Taylor

Seconded: Cr Marten Rozeboom

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 |
|--|---|--|
| 13.3 - Waste Infrastructure Programme Business Case Options | <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)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</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> |
| 13.4 - Digital Services Funding Update | <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>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> |

CARRIED

At 1.15pm the meeting adjourned.

At 1.47pm the meeting reconvened in open.

3 PUBLIC FORUM *(continued)*

Timestamp: 4:17:15

3.10 Manu Caddie

Key points

- Support for the appointment of mana whenua representatives on the Council Committees with voting rights to correct past injustices and to work with the Local Government Act requiring councils to provide opportunities for Māori to participate in local democracy.

Attachments

- 1 Public Forum - Manu Caddie Statement - Council 9 December 2024

3.11 Sandra des Forges

Key points

- Supports the appointment of voting iwi representatives to ensure durable and robust decision making was undertaken.

- Pāpāmoa Hills with the public tracks and elaborate entranceway was recent evidence of what could be achieved when working together with mana whenua.

Attachments

1 Sandra des Forges - Statement

11 BUSINESS *(continued)*

11.9 Remuneration Fees for External Representatives on Council Committees - Benchmarking with other Councils

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Coral Hair, Manager: Democracy & Governance Services

External Matire Duncan, Chair: Te Rangapū Mana Whenua o Tauranga Moana

Timestamp: 4:26:30

Matire Duncan, Chair, Te Rangapū Mana Whenua o Tauranga Moana

- Ms Duncan spoke to the item noting that remuneration provided for effective governance, equity and fairness with input being valuable as an equitable approach.
- Encourages greater participation from tangata whenua, contributes to knowledge and a holistic iwi outcome, fostering trust with Council and increases participation.

RESOLUTION CO25/24/11

Moved: Deputy Mayor Jen Scoular

Seconded: Cr Hautapu Baker

That the Council:

- Receives the report "Remuneration Fees for External Representatives on Council Committees - Benchmarking with other Councils".
- Approves the remuneration of \$1,430 per day, \$800 per half day, to maximum of 30 days per financial year for the Independent Chairperson of the Audit and Risk Committee.
- Approves the remuneration of \$8,500 per annum for the Independent Chairperson of the Tangata Whenua/Tauranga City Council Committee.
- Approves the remuneration of \$605 per meeting for the Tangata Whenua representative appointed to the Chairperson or Deputy Chairperson role on the Wastewater Management Review Committee.
- Approves the remuneration of \$435 per meeting for Tangata Whenua members appointed to the Wastewater Management Review Committee.
- Approves the remuneration of \$297 per meeting for the Tangata Whenua members appointed to the Tangata Whenua/Tauranga City Council Committee.
- Approves changes to the Tangata Whenua Remuneration Policy 2021 as follows:
 - Levels of remuneration - section 5.1.2 – a meeting fee set at \$297 will be paid to tangata whenua representatives appointed to all other governance committees, advisory groups with joint tangata whenua and elected member membership.
 - Te Rangapū Mana Whenua o Tauranga Moana section 5.2.5 – Council will pay a meeting fee of \$297 per individual mandated member (except the chairperson) (one per iwi or hapū) per meeting.

- (iii) Te Rangapū Mana Whenua o Tauranga Moana section 5.2.6 – The Chairperson will be paid a meeting fee of \$402 in recognition of the extra duties undertaken by the Chairperson.

CARRIED UNANIMOUSLY

Attachments

- 1 Tabled Item - Matire Duncan Benchmark on Remuneration

11.10 Review of Governance Structure and Appointments 2025

Timestamp: 4:37:40

- The Mayor advised that he had not appointed the Chairs and Deputy Chairs of the City Futures Committee and the Community and Performance Committee and would do so at the 10 February 2025 Council meeting.
- A decision for these positions to act as co-chairs, which was possible under the Local Government Act 2002, would also be determined in the new year.
- An amendment was proposed and then withdrawn with the consent of the members relating to imposing a financial threshold for the standing committees.

Action:

- It was requested that imposing a financial threshold for the standing committees and delegation where there was significant risk be discussed in early 2025 when considering committee delegations.

RESOLUTION CO25/24/12

Moved: Mayor Mahé Drysdale

Seconded: Deputy Mayor Jen Scoular

That the Council:

- (a) Receives the report "Review of Governance Structure and Appointments 2025".
- (b) Acknowledges that the Mayor has exercised his powers under section 41A(3)(b) and (c) of the Local Government Act 2002 to review the standing committees of Council and appoint committee chairpersons and has revoked the following standing committees:
 - (i) Accountability, Performance and Finance Committee
 - (ii) Community, Transparency and Engagement Committee
 - (iii) Project Planning and Monitoring Committee
 - (iv) Vision, Planning and Growth Committee

And replaced those standing committees revoked above with the following two committees:

- (i) City Futures Committee
- (ii) Community and Performance Committee
- (c) Adopts the terms of reference for and makes the delegations to the City Futures Committee and the Community and Performance Committee and the amended delegations to the Council as outlined in Attachment 3 and explore the option of a co-chair arrangement in early 2025.

(d) Confirms committee membership as follows:

| Committee | Membership |
|-------------------------------------|---|
| City Futures Committees | Chairperson: to be appointed on 10 February 2025 Deputy Chairperson: to be appointed on 10 February 2025 All councillors Mayor Mahé Drysdale (ex officio) Tangata Whenua representative (subject to decision by Council 10 December 2024) |
| Community and Performance Committee | Chairperson: to be appointed on 10 February 2025 Deputy Chairperson: to be appointed on 10 February 2025 All councillors Mayor Mahé Drysdale (ex officio) Tangata Whenua representative (subject to decision by Council 10 December 2024) |

(e) Confirms the Te Rangapū Mana Whenua o Tauranga Moana members appointed to the Tangata Whenua/Tauranga City Council Committee are Matire Duncan, Puhirake Ihaka, Destiny Leaf, Whitiara McLeod, Kura Martin and Buddy Mikaere.

CARRIED

11.11 Appointment of Tangata Whenua Representatives to Standing Committees

Staff Mayor Mahé Drysdale

External Matire Duncan, Chair and Kura Martin, Member: Te Rangapū Mana Whenua o Tauranga Moana

Timestamp: 4:56:00

Matire Duncan, Chair, Te Rangapū Mana Whenua o Tauranga Moana

- Ms Duncan spoke to the item and noted this was a step forward, and supported Council’s statutory response under the Local Government Act 2002 and Resource Management Act 1991 for inclusivity and strengthened partnerships by Māori having a voice and a vote at the table.
- The appointments would be based on the skills and experience relevant to each committee.

A MOTION HAS BEEN PROPOSED

MOVED: Mayor Mahé Drysdale

SECONDED: Cr Hautapu Baker

That the Council:

- (a) Receives the report "Appointment of Tangata Whenua Representatives to Standing Committees".
- (b) Approves the appointment of one tangata whenua representative to each of the following Standing Committees:
 - (i) Audit and Risk Committee
 - (ii) City Futures Committee
 - (iii) Community and Performance Committee
- (c) Approves that the appointees will be nominated and endorsed by Te Rangapū Mana Whenua o Tauranga Moana based on the skill sets, attributes and knowledge appropriate to each Standing Committee.
- (d) Approves voting rights for the tangata whenua representatives on each of the Standing Committees.
- (e) Notes that the term of appointment of tangata whenua representatives will be subject to any future changes to the committee structure during the term of the Council.
- (f) Notes that the Chief Executive will report back to the Council on the remuneration for each of the tangata whenua representatives on the standing committees informed by an independent expert advisor.

AN AMENDMENT WAS PROPOSED:

MOVED: Cr Steve Morris

SECONDED: Cr Glen Crowther

The proposed resolution (d) be amended to read:

- (d) Consultation be carried out on whether to allow voting rights for the tangata whenua representatives on each of the Standing Committees.

THE AMENDMENT WAS PUT AND LOST

For: Cr Glen Crowther, Cr Steve Morris, Cr Marten Rozeboom

Against: Mayor Drysdale, Deputy Mayor Jen Scoular, Crs Hautapu Baker, Rick Curach, Cr Kevin Schuler, Cr Rod Taylor

THE MOTION WAS TAKEN IN PARTS

RESOLUTION CO25/24/13

Moved: Mayor Mahé Drysdale

Seconded: Cr Hautapu Baker

That the Council:

- (a) Receives the report "Appointment of Tangata Whenua Representatives to Standing Committees".
- (b) Approves the appointment of one tangata whenua representative to each of the following Standing Committees:
 - (i) Audit and Risk Committee
 - (ii) City Futures Committee

- (iii) Community and Performance Committee.
- (c) Approves that the appointees will be nominated and endorsed by Te Rangapū Mana Whenua o Tauranga Moana based on the skill sets, attributes and knowledge appropriate to each Standing Committee.
- (e) Notes that the term of appointment of tangata whenua representatives will be subject to any future changes to the committee structure during the term of the Council.
- (f) Notes that the Chief Executive will report back to the Council on the remuneration for each of the tangata whenua representatives on the standing committees informed by an independent expert advisor.

CARRIED

For: Mayor Drysdale, Deputy Mayor Jen Scouler, Crs Hautapu Baker, Cr Steve Morris, Cr Kevin Schuler, Cr Rod Taylor

Against: Cr Glen Crowther, Cr Rick Curach, Cr Marten Rozeboom

RESOLUTION CO25/24/14

Moved: Mayor Mahé Drysdale

Seconded: Cr Hautapu Baker

That the Council:

- (d) Approves voting rights for the tangata whenua representatives on each of the Standing Committees.

CARRIED

For: Mayor Drysdale, Deputy Mayor Jen Scouler, Crs Hautapu Baker, Cr Kevin Schuler, Cr Rod Taylor

Against: Cr Glen Crowther, Cr Steve Morris, Cr Marten Rozeboom, Cr Rick Curach

Attachments

- 1 Tabled Item Matire Duncan Appointment of Tangata Whenua Representatives on Council

At 3.45 pm, Mayor Mahé Drysdale withdrew from the meeting and took no part in the discussion or voting on item 11.13. Deputy Mayor Jen Scouler took the Chair.

11.13 Mayoral vehicle

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Coral Hair, Manager: Democracy & Governance Services

Timestamp: 6:13:09

RESOLUTION CO25/24/15

Moved: Cr Hautapu Baker

Seconded: Cr Rod Taylor

That the Council:

- (a) Receives the report "Mayoral vehicle".
- (b) Agrees to provide the Mayor with a vehicle of his choice for restricted private use, up to the maximum vehicle amount provided for by the Remuneration Authority in the Local Government Members (2024/25) Determination.

CARRIED UNANIMOUSLY

At 3.46pm the meeting adjourned.

At 4.06pm the meeting reconvened. The Mayor returned to the meeting and resumed the Chair.

11.12 Meetings Schedule 2025

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Coral Hair, Manager: Democracy & Governance Services

Timestamp: 6:37:00

An updated 2025 meetings schedule was tabled. It was previously circulated to members.

Action:

- Ensure that staff from each of the local authorities liaise with regards to the timing of the two joint committees, the Tauranga and Western Bay of Plenty Transport Committee and the Public Transport Committee.
- Request a change of date for the August 2025 Audit and Risk Committee.

RESOLUTION CO25/24/16

Moved: Mayor Mahé Drysdale

Seconded: Cr Steve Morris

That the Council:

- (a) Receives the report "Meetings Schedule 2025".
- (b) Adopts the meetings schedule for the period January-December 2025 as set out in the tabled meetings schedule.

CARRIED

Attachments

- 1 2025 Planner - Yearly Meeting Schedule January-December

11.2 Update - Transport System Plan Infrastructure Funding and Financing Projects

Staff Kathryn Sharplin, Acting Chief Financial Officer
Frazer Smith, Manager: Strategic Finance & Growth
Andrew Elliott, Business Analyst and Partner

Timestamp: 6:41:10

Action:

- It was requested that the preferred optimisation report be provided to Council as soon as possible.

RESOLUTION CO25/24/17

Moved: Cr Hautapu Baker

Seconded: Cr Marten Rozeboom

That the Council:

- (a) Receives the report "Update - Transport System Plan Infrastructure Funding and Financing Projects".
- (b) Direct staff to engage with Crown Infrastructure Partners and other Crown agencies to explore opportunities to optimise the drawdown of the Transport System Plan Infrastructure Funding and Financing facility.

- (c) As part of engaging with the Crown, investigate potential amendments to the Infrastructure Funding and Financing (Western Bay of Plenty Transport System Plan Levy Order 2022).
- (d) Report to Council with a preferred optimisation approach by 30 June 2025.

CARRIED

11.3 Harington Street carpark - Variation of Encumbrance

Staff Phil Kai Fong, Team Leader: Commercial Property Services

Timestamp: 7:01:20

Action:

- It was requested that a conversation be held with the contractor regarding the free carparks being used by construction contractors.

RESOLUTION CO25/24/18

Moved: Cr Rod Taylor

Seconded: Cr Rick Curach

That the Council:

- (a) Receives the report "Harington Street carpark - Variation of Encumbrance.
- (b) Approves a variation of Encumbrance 12069224.2 to extend the date that the developer is required to deliver no less than 200 carparks, which are available to and can be safely used by the general public, from 1 December 2024 to 30 June 2025.

CARRIED

11.4 City Centre Movement Pilot - Lower Harington Street

Staff Nic Johansson, General Manager: Infrastructure
Mike Seaborne, Head of Transport
Shawn Geard, City Centre Infrastructure Lead

Timestamp: 7:10:57

- Recommendation (b) was changed to accommodate two-way travel in Lower Harington Street as soon as possible.

RESOLUTION CO25/24/19

Moved: Deputy Mayor Jen Scoular

Seconded: Cr Rick Curach

That the Council:

- (a) Receives the report "City Centre Movement Pilot - Lower Harington Street".
- (b) Endorses the City Centre Movement Pilot adjusting Harington Street between Willow Street and The Strand to accommodate two-way travel, noting this will result in reduced carparking provision to occur as soon as possible.
- (c) Requests staff provide further reporting to Council on the City Centre Movement Pilot by May 2025.

- (d) Support the current bus stop location on Harington Street until a workshop on the City Centre Movement Pilot to be held in March 2025.

CARRIED

11.5 Options for access to un-fluoridated water

Staff Nic Johansson, General Manager: Infrastructure
 Wally Potts, Director City Waters
 Peter Bahrs, Manager: Water Services
 Rodney Clark, Water Treatment Manager

Timestamp: 7:31:50

The recommendations in the report were not resolved and staff were requested to explore further and more affordable options to provide un-fluoridated water and report back in February 2025. A motion to wait until the current court hearings process was complete was proposed and lost.

RESOLUTION CO25/24/20

Moved: Cr Hautapu Baker

Seconded: Cr Steve Morris

That the Council:

- (a) Receives the report "Options for access to un-fluoridated water".

CARRIED

A MOTION HAS BEEN PROPOSED

MOVED: Cr Hautapu Baker

SECONDED: Cr Steve Morris

That the Council:

- (b) Do nothing in terms of providing un-fluoridated water until the outcome of the current court hearings are known relating to whether the public health merits of fluoride can be justified under the NZ Bill of Rights.

THE MOTION WAS PUT AND LOST.

For: Mayor Mahé Drysdale, Cr Hautapu Baker, Cr Marten Rozeboom

Against: Deputy Mayor Jen Scouler, Crs Glen Crowther, Cr Steve Morris, Cr Rick Curach, Cr Kevin Schuler, Cr Rod Taylor

RESOLUTION CO25/24/21

Moved: Mayor Mahé Drysdale

Seconded: Cr Rod Taylor

That the Council:

- (c) Explores all accessible and affordable options to supply un-fluoridated water and report back to Council in February 2025.

CARRIED UNANIMOUSLY

11.6 Speed Management Plan and Transport Resolutions Report No.53

Staff Nic Johansson, General Manager: Infrastructure
Mike Seabourne, Head of Transport

Timestamp: 8:09:00

RESOLUTION CO25/24/22

Moved: Cr Glen Crowther
Seconded: Cr Marten Rozeboom

That the Council:

- (a) Receives the report "Speed Management Plan and Transport Resolutions Report No.53".
- (b) Approve the introduction of 30 km/h variable speed zones at 35 schools previously approved for 40 km/h zones (see Attachment 1).
- (c) Approve the development and implementation of 30 km/h speed zones at 8 new schools as outlined in Attachment 1, noting that funding will be considered in the annual plan.
- (d) Approve the extension or inclusion of 30 km/h variable school zones in the speed management plan map (Attachment 2) for the following,
 - (i) extending the 30km/h variable speed limit to include Queen Road, Ōtūmoetai.
 - (ii) extending the 30km/h variable speed limit on Golf Road to Ranch Road.
 - (iii) inclusion of the 30km/h variable speed limit on Links Avenue.
 - (iv) extending the variable 30km/h variable speed limit on Te Okuroa Drive.
- (e) Approve the relocation of the urban/rural boundary on Welcome Bay Road, moving the 50 km/h/80 km/h speed limit change 230 meters east.
- (f) Approve consultation with directly affected parties on whether Truman Lane (between Mangatawa Link Rd and SH29) should stay at 50 km/h permanently or revert to 80 km/h once the temporary limit expires.
- (g) Resolves to adopt the proposed traffic and parking controls relating to new subdivisions and minor changes for general safety, operational or amenity purposes, as per Attachment 3 of this report.
- (h) The changes are to become effective on or after 10 December 2024 subject to installation of appropriate signs and road markings.

CARRIED

11.7 Proposed Plan Change 39 - Upper Ohauti Land Rezoning - Adoption and Notification of Decisions

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Brad Bellamy, Project Leader: Urban Planning
Andrew Mead, Manager: City Planning & Growth

Timestamp: 8:20:48

RESOLUTION CO25/24/23

Moved: Cr Rick Curach

Seconded: Cr Marten Rozeboom

That the Council:

- (a) Receives the report "Proposed Plan Change 39 - Upper Ohauti Land Rezoning - Adoption and Notification of Decisions".
- (b) Pursuant to clause 29(4) of Schedule 1 of the Resource Management Act 1991, accepts and adopts as its decision the recommendations and reasons of the Independent Hearing Commissioner on Proposed Plan Change 39 Upper Ohauti Land Rezoning included as Attachment 1 - Recommended Proposed Plan Change 39 Provisions, and Attachment 2 - Recommendations on Submissions and Further Submissions.
- (c) Delegates authority to the General Manager Strategy, Growth & Governance to notify the decision in accordance with clause 10 of Schedule 1 of the Resource Management Act.
- (d) Delegates authority to the General Manager: Strategy, Growth & Governance to approve any minor and technical changes to the plan content set out in the recommended Proposed Plan Change 39 Provisions (Attachment 1).

CARRIED

11.14 Submission to Local Electoral Reform Issues Paper

Staff Christine Jones, General Manager: Strategy, Growth & Governance
Coral Hair, Manager: Democracy & Governance Services

Timestamp: 8:30:20

Action:

- Elected Member comments to be provided to Mayor Mahé Drysdale.

RESOLUTION CO25/24/24

Moved: Deputy Mayor Jen Scoular

Seconded: Cr Rod Taylor

That the Council:

- (a) Receives the report "Submission to Local Electoral Reform Issues Paper".
- (b) Delegates to the Mayor the authority to approve the submission on behalf of the Council to the Local Electoral Reform Issues Paper in time to be lodged by 19 January 2025.

CARRIED

12 DISCUSSION OF LATE ITEMS

Late item discussed earlier in meeting.

13 PUBLIC EXCLUDED SESSION

Resolution to exclude the public

RESOLUTION CO25/24/25

Moved: Cr Rod Taylor

Seconded: Cr Hautapu Baker

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 |
|---|---|--|
| <p>13.1 - Public Excluded minutes of the Council meeting held on 29 October 2024</p> | <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)(b)(i) - The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret</p> <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)(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>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</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</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> |

| | | |
|--|--|---|
| | industrial negotiations) | |
| 13.2 - Public Excluded minutes of the Council meeting held on 12 November 2024 | <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)(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)(g) - The withholding of the information is necessary to maintain legal professional privilege</p> <p>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</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> | 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 - Digital Services Funding Update | s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons | 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 |
| 13.5 - Appointment of Independent Chairperson Audit and Risk Committee | s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons | 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 |
| 13.6 - Sale of Marine Precinct - Legal Update; and Supplementary Report | <p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege</p> <p>s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</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> | 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 |
| Confidential Attachment 1 - 11.1 - Civic Whare, Exhibition and Museum (CWEM) Project Update | 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 |

| | | |
|---|---|---|
| and Next Steps | | disclosure of information for which good reason for withholding would exist under section 6 or section 7 |
| Confidential Attachment 3 - 11.1 - Civic Whare, Exhibition and Museum (CWEM) Project Update and Next Steps | 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 |
| Confidential Attachment 4 - 11.1 - Civic Whare, Exhibition and Museum (CWEM) Project Update and Next Steps | 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 |
| Confidential Attachment 7 - 11.1 - Civic Whare, Exhibition and Museum (CWEM) Project Update and Next Steps | s7(2)(h) - The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities | s48(1)(a) the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7 |

CARRIED

RESOLUTIONS TRANSFERRED INTO THE OPEN SECTION OF THE MEETING

13.4 Digital Services Funding Update

RESOLUTION CO25/24/30

Moved: Mayor Mahé Drysdale

Seconded: Cr Rod Taylor

That the Council:

- (a) Receives the report "Digital Services Funding Update".
- (b) Confirms the treatment of Digital funding for 2024/25, consistent with the requirements of Accounting Standards and Generally Accepted Accounting Practices, noting that where Digital project expenditure provides multi-year benefit, it can be loan funded over the expected life of the development; and
- (c) Approves unbudgeted expenditure of \$5.22M for digital services for 2024/25 to be loan funded as follows:

| Description | 2024/25 Overspend |
|-------------|-------------------|
|-------------|-------------------|

| | |
|---|----------------|
| Non-rates Revenue | \$1M |
| Customer Master Data | \$540K |
| Automating Regulatory and Compliance | \$1.22M |
| Field Service Management | \$1.27M |
| Information Management and Productivity | \$840K |
| Digital Online and Community Engagement | \$350K |
| Total | \$5.22M |

- (d) Notes that more detailed reports will be provided to Audit and Risk and the Community and Performance committees.
- (e) Approaches central government to promote the concept of a government agency leading a project to develop a national/central software and hardware platform/solutions that local governments help develop and then are required to utilise and that government's response be reported back to Council.

CARRIED

Abstention: Deputy Mayor Jen Scoular abstained from voting

14 CLOSING KARAKIA

Cr Hautapu Baker closed the meeting with a karakia.

The meeting closed at 7.20pm on 10 December 2024.

The minutes of this meeting were confirmed as a true and correct record at the Ordinary Council meeting held on 10 February 2025

.....
 Mayor Mahé Drysdale
CHAIRPERSON