



MINUTES

**Extraordinary Council meeting
Friday, 9 May 2025**

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**MINUTES OF TAURANGA CITY COUNCIL
EXTRAORDINARY COUNCIL MEETING
HELD AT THE TAURANGA CITY COUNCIL CHAMBERS, LEVEL 1, 90 DEVONPORT ROAD ,
TAURANGA
ON FRIDAY, 9 MAY 2025 AT 8.32 AM**

PRESENT: Mayor Mahé Drysdale, Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Glen Crowther, Cr Rick Curach, Cr Steve Morris, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Kevin Schuler, Cr Rod Taylor

IN ATTENDANCE: Christine Jones (General Manager: Strategy, Growth & Governance), Paul Davison (Chief Financial Officer), Alastair McNeill (General Manager: Corporate Services), Charles Lane, (Team Leader: Commercial Legal), Annabel Bayes (Strategic Advisor to Mayor and Chief Executive), Kerri Jones (Strategic Community Relations Advisor), Coral Hair (Manager: Democracy & Governance Services), Clare Sullivan (Team Leader: Governance Services), Anahera Dinsdale (Governance Advisor),

EXTERNAL:

1 OPENING KARAKA

Cr Baker opened the meeting with a karakia.

2 APOLOGIES

Nil

3 ACCEPTANCE OF LATE ITEMS

Nil

4 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN

Nil

5 CHANGE TO THE ORDER OF BUSINESS

Nil.

6 DECLARATION OF CONFLICTS OF INTEREST

Nil

7 PUBLIC EXCLUDED SESSION

RESOLUTION CO/25/0/1

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 and to allow Sally McKechnie and Brooke Clifford from Simpson Grierson to remain in the meeting:

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
9.1 - Sale of Marine Precinct - Legal and Settlement Update 1	s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege 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

The public were excluded at 8.34 am.

The meeting resumed in open at 9.43 am.

RESOLUTION CO/25/0/2

Moved: Cr Rod Taylor

Seconded: Mayor Mahé Drysdale

That the Council:

- (a) Receives the report "Sale of Marine Precinct - Legal and Settlement Update 1".
- (b) Notes the Court's judgment of 11 April 2025 dismissing Pacific 7's interim injunction.

CARRIED

- (c) In light of the Court's judgment of 11 April, confirms Council will firmly oppose:
 - (i) Pacific 7's application for leave to appeal dated 22 April 2025;
 - (ii) Pacific 7's amended application for a stay / interim orders dated 6 May 2025;
 - (iii) Any additional applications by Pacific 7 related to these legal proceedings, including to the applications above or to the High Court declining one or both of the applications above.

For: Mayor Mahé Drysdale, Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Kevin Schuler, Cr Rod Taylor

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

CARRIED

- (d) In response to the procedural question asked by the High Court in its Minute dated 2 May 2025, confirms Council will, in the event Pacific 7's applications are declined:
 - (i) oppose any further application for leave to appeal by Pacific 7; and

For: Mayor Mahé Drysdale, Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Kevin Schuler, Cr Rod Taylor

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

CARRIED

- (ii) agree to the Court's suggestion to determine Pacific 7's current applications and any subsequent applications for leave to appeal at the same time.

CARRIED

- (e) With respect to legal costs in the proceeding:
 - (i) seek costs for all steps taken by Council in the legal proceedings from the date of the Court's judgment of 11 April 2025;

For: Mayor Mahé Drysdale, Cr Hautapu Baker, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Kevin Schuler, Cr Rod Taylor

Against: Deputy Mayor Jen Scoular, Cr Glen Crowther, Cr Rick Curach, Cr Steve Morris

CARRIED

- (ii) seek uplifted legal costs from Pacific 7; and

For: Mayor Mahé Drysdale, Cr Hautapu Baker, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Rod Taylor

Against: Deputy Mayor Jen Scoular, Cr Glen Crowther, Cr Rick Curach, Cr Steve Morris

Abstain: Cr Kevin Schuler

CARRIED

- (iii) take steps to encourage Pacific 7 to end the proceedings, including by putting Pacific 7 on notice that the Council reserves its right to make a claim for legal

costs.

For: Mayor Mahé Drysdale, Deputy Mayor Jen Scoular, Cr Hautapu Baker, Cr Steve Morris, Cr Hēmi Rolleston, Cr Marten Rozeboom, Cr Kevin Shuler, Cr Rod Taylor

Against: Cr Glen Crowther, Cr Rick Curach,

CARRIED

8 CLOSING KARAKIA

Cr Rolleston closed the meeting with a karakia.

The meeting closed at 10.46 am.

The minutes of this meeting were confirmed at the Ordinary meeting of the Tauranga City Council held on 10 June 2025.

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Mayor Mahé Drysdale
CHAIRPERSON