



**PAPAIOEA**  
PALMERSTON  
NORTH  
CITY

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# **PALMERSTON NORTH CITY COUNCIL**

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AGENDA

## **RANGITĀNE O MANAWATŪ COMMITTEE**

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**2:00 PM, WEDNESDAY 30 OCTOBER 2024**

TAIWHANGA KAUNIHERA, PAPA TUATAHI | COUNCIL CHAMBER, FIRST FLOOR,  
WHAKAHAERE TŪMATANUI | CIVIC ADMINISTRATION BUILDING,  
TE MARAE O HINE, PAPAIOEA | 32 THE SQUARE, PALMERSTON NORTH

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# MEMBERS

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**Mr Wiremu Te Awe Awe (Chair)**  
**Mayor Grant Smith (Deputy Chair)**

**Councillor Vaughan Dennison**  
**Councillor Roly Fitzgerald**  
**Councillor Debi Marshall-Lobb**  
**Councillor Billy Meehan**  
**Councillor Karen Naylor**  
**Councillor Kaydee Zabelin**  
**Ms Danielle Harris**  
**Mr Chris Whaiapu**

AGENDA ITEMS, IF NOT ATTACHED, CAN BE VIEWED AT

[pncc.govt.nz](http://pncc.govt.nz) | Civic Administration Building, 32 The Square  
City Library | Ashhurst Community Library | Linton Library

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**Waid Crockett**

**Chief Executive | PALMERSTON NORTH CITY COUNCIL**

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Te Marae o Hine | 32 The Square  
Private Bag 11034 | Palmerston North 4442 | New Zealand  
[pncc.govt.nz](http://pncc.govt.nz)

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# RANGITĀNE O MANAWATŪ COMMITTEE MEETING

30 October 2024

## ORDER OF BUSINESS

**1. Karakia Timatanga**

**2. Apologies**

**3. Notification of Additional Items**

Pursuant to Sections 46A(7) and 46A(7A) of the Local Government Official Information and Meetings Act 1987, to receive the Chairperson's explanation that specified item(s), which do not appear on the Agenda of this meeting and/or the meeting to be held with the public excluded, will be discussed.

Any additions in accordance with Section 46A(7) must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

Any additions in accordance with Section 46A(7A) may be received or referred to a subsequent meeting for further discussion. No resolution, decision or recommendation can be made in respect of a minor item.

**4. Declarations of Interest (if any)**

Members are reminded of their duty to give a general notice of any interest of items to be considered on this agenda and the need to declare these interests.

**5. Public Comment**

To receive comments from members of the public on matters specified on this Agenda or, if time permits, on other Committee matters.

**6. Confirmation of Minutes**

Page 7

That the minutes of the Rangitāne o Manawatū Committee meeting of 11 September 2024 Part I Public be confirmed as a true and correct record.

**7. Te Motu o Poutoa Development Programme - Update**

Page 11

Memorandum, presented by Kathy Dever-Tod, Manager Parks and Reserves.

**8. Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū**

Page 27

Memorandum, presented by Todd Taiapa, Poutoko Aporei Principal Māori Advisor.

**9. Work Schedule for Whiringa-ā-nuku October 2024**

Page 33

**10. Karakia Whakamutunga**

**11. Exclusion of Public**

To be moved:

“That the public be excluded from the following parts of the proceedings of this meeting listed in the table below.

The general subject 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(1) 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(1) for passing this resolution

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests

protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public as stated in the above table.

Also that the persons listed below be permitted to remain after the public has been excluded for the reasons stated.



## PALMERSTON NORTH CITY COUNCIL

Ngā meneti o te wāhanga tūmatanui o te hui o Rangitāne o Manawatū, i tū ki te Taiwhanga Kaunihera, i te papa tuatahi o Te Whare Whakahaere o te Kaunihera, Te Marae o Hine, Papaioea, i te 11 o Mahuru 2024, tīmata ake i te rua haora me te rua meneti i te ahiahi.

**Minutes of the Rangitāne o Manawatū Committee Meeting Part I Public, held in the Council Chamber, First Floor, Civic Administration Building, 32 The Square, Palmerston North on 11 September 2024, commencing at 2.02pm.**

**Members Present:** Mr Wiremu Te Awe Awe (in the Chair), The Mayor Grant Smith, Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, and Kaydee Zabelin, and Ms Danielle Harris.

**Non Members:** Councillor Pat Handcock

**Apologies:** Mr Chris Whaiapu

### **Karakia Timatanga**

Mr Wiremu Te Awe Awe opened the meeting with karakia

Mr Wiremu Te Awe Awe vacated the Chair.  
The Mayor (Grant Smith) took the Chair.

### **11-24 Apologies**

Moved Grant Smith, seconded Debi Marshall-Lobb.

The **COMMITTEE RESOLVED**

1. That the Committee receive apologies from Mr Chris Whaiapu.

Clause 11-24 above was carried 9 votes to 0, the voting being as follows:

**For:**

Mr Wiremu Te Awe Awe, The Mayor (Grant Smith), Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, Kaydee Zabelin and Ms Danielle Harris.

## Declarations of Interest

Councillor Kaydee Zabelin declared an interest in item 8 Te Whiri Kōkō (clause 8-24) but stated she would consider the item with an open mind.

### 12-24 Confirmation of Minutes

Moved Grant Smith, seconded Debi Marshall-Lobb.

#### The COMMITTEE RESOLVED

1. That the minutes of the Rangitāne o Manawatū Committee meeting of 10 April 2024 Part I Public be confirmed as a true and correct record.

Clause 12-24 above was carried 9 votes to 0, the voting being as follows:

#### For:

Mr Wiremu Te Awe Awe, The Mayor (Grant Smith), Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, Kaydee Zabelin and Ms Danielle Harris.

### 13-24 Te Motu o Poutoa Development Programme Governance

Report, presented by Kathy Dever-Tod, Manager Parks and Reserves.

Moved Grant Smith, seconded Vaughan Dennison.

#### The COMMITTEE RECOMMENDS

1. That Council establish a Programme Steering Group to provide oversight of the Te Motu o Poutoa/Cliff Road development programme.
2. That Council agree the draft terms of reference of the Te Motu o Poutoa Steering Group (Attachment 2).

Clause 13-24 above was carried 9 votes to 0, the voting being as follows:

#### For:

Mr Wiremu Te Awe Awe, The Mayor (Grant Smith), Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, Kaydee Zabelin and Ms Danielle Harris..

### 14-24 Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū

Memorandum, presented by Todd Taiepa, Poutoko Aporei Principal Māori Advisor.

Moved Grant Smith, seconded Debi Marshall-Lobb.

#### The COMMITTEE RESOLVED

1. That the Committee receive the memorandum titled 'Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū' presented to the



Rangitāne o Manawatū Committee on 11 September 2024.

Clause 14-24 above was carried 9 votes to 0, the voting being as follows:

**For:**

Mr Wiremu Te Awe Awe, The Mayor (Grant Smith), Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, Kaydee Zabelin and Ms Danielle Harris..

**15-24 Work Schedule for Mahuru September 2024**

Moved Grant Smith, seconded Debi Marshall-Lobb.

The **COMMITTEE RESOLVED**

1. That the Rangitāne o Manawatū Committee receive its Work Schedule dated Mahuru September 2024.

Clause 15-24 above was carried 9 votes to 0, the voting being as follows:

**For:**

Mr Wiremu Te Awe Awe, The Mayor (Grant Smith), Councillors Vaughan Dennison, Roly Fitzgerald, Debi Marshall-Lobb, Billy Meehan, Karen Naylor, Kaydee Zabelin and Ms Danielle Harris.

**Karakia Whakamutunga**

Mr Wiremu Te Awe Awe closed the meeting with karakia

The meeting finished at 2.38pm

Confirmed 30 October 2024

**Chair**



## MEMORANDUM

**TO:** Rangitāne o Manawatū Committee

**MEETING DATE:** 30 October 2024

**TITLE:** Te Motu o Poutoa Development Programme - Update

**PRESENTED BY:** Kathy Dever-Tod, Manager Parks and Reserves

**APPROVED BY:** Chris Dyhrberg, General Manager Infrastructure

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### RECOMMENDATIONS TO COUNCIL

1. That Council agree the terms of reference of the Te Motu o Poutoa Steering Group (Attachment 1).
  2. That Council investigate the use of a council-controlled organisation (CCO) or other subsidiary entity model as the start-up structure for the Te Motu o Poutoa Marae and Cultural Centre.
  3. That Council note the Te Motu o Poutoa Programme Steering Group position that they do not wish to seek funding from Gaming Trusts for this project.
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### 1. ISSUE

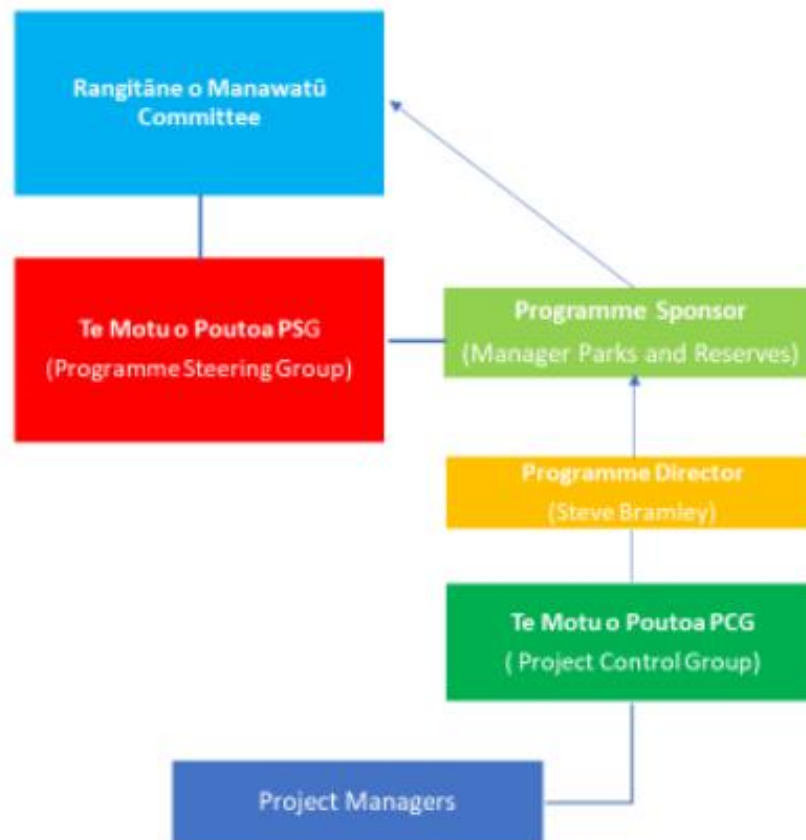
- 1.1 The terms of reference for the Rangitāne o Manawatū Committee include:
  - '2. To have oversight of progress and implementation of programmes of work agreed in Kawenata in Relation to Te Motu o Poutoa Agreement, including but not limited to the following strategic project(s):
    - a) Development of a reserve management plan for Te Motu o Poutoa; and
  5. In the spirit of partnership, to recommend to Council:
    - b) The reserve management plan for Te Motu o Poutoa.'
- 1.2 At the first meeting of the Te Motu o Poutoa Programme Steering Group (PSG), members were advised that external fundraising applications need to include information on ownership and management of the marae and cultural centre.

**2. BACKGROUND**

- 2.1 At its meeting of 11 September 2024, the Rangitāne o Manawatū Committee recommended that Council establish a Steering Group to progress the Te Motu o Poutoa/Cliff Road development programme.
- 2.2 The Council agreed the draft terms of reference of the Te Motu o Poutoa Steering Group (PSG) (Attachment 1).
- 2.3 The PSG membership includes the Chair and Deputy Chair of the Rangitāne o Manawatū Committee, two Rangitāne representatives, one Elected Member and one member of the Senior Leadership Team.
- 2.4 Interested Elected Members were invited to submit an expression of interest to the Mayor. Council confirmed Councillor Vaughan Dennison as Council's representative on the PSG until October 2025.

**3. PROGRAMME STEERING GROUP**

- 3.1 The Programme Steering Group (PSG) and this Committee play key roles in the programme structure.



3.2 Membership of the Te Motu o Poutoa PSG is:

- Mayor Grant Smith, Deputy Chair of Rangitāne o Manawatū Committee
- Mr Wiremu Te Awe Awe, Chair of Rangitāne o Manawatū Committee
- Cr Debi Marshall -Lobb, Rangitāne representative
- Mr Ruma Karaitiana, Rangitāne representative
- Cr Vaughan Dennison, Council representative
- Mr Cameron McKay, member of Council's Senior Leadership Team

3.3 The first meeting of the PSG was on Monday 7 October 2024. Mayor Grant Smith was appointed to the Chair.

3.4 The meeting confirmed the Terms of Reference as drafted. It is now appropriate for Council to confirm the Terms and Reference.

#### **4. MATTERS ARISING FROM PSG MEETING**

4.1 The main agenda items were the Programme Director's Report and the Governance and Management Structure. A copy of the draft minutes is attached to this report (Attachment 2). There are two matters to bring to Council's attention.

##### Total Project Costs

4.2 The capital programme budget for the building and associated funding remains at \$15m, based on a start date of December 2025. The construction price has not increased since the estimate prepared in September 2023, due to more competitive market.

4.3 The programme delivery team are targeting external fundraising efforts based on a December 2025 start date, which is achievable if there are no unexpected delays with consenting. Delaying the construction until October 2026 has been modelled and would add an estimated extra \$420K to the project cost.

4.4 The Programme Director has fully reviewed the cost of the project. In addition to the capital cost of \$15m there are pre-opening costs of \$1.26m.

4.5 To seek to minimise the net operating cost to Council, and to provide the best platform to optimise external funding, the Programme Director recommended that the total project budget be treated as no less than \$16 million.

4.6 The PSG resolved to treat the overall project budget as \$16m, rising to \$16.5m if the project is delayed until October 2026. The PSG also determined that proceeds from gambling were not appropriate for this project and resolved not to seek Gaming Trust funding.

4.7 The Programme Director presented a current proposed funding profile for a \$16.5 million project. He emphasised the need for the partners to determine

the future ownership and management structure for the Civic Marae and Cultural Centre with some urgency as this information was needed for funding applications.

Te Motu o Poutoa Governance and Management Structure

- 4.8 The executive summary of the draft Te Motu o Poutoa Structural review report was presented to the PSG. The structure of seven New Zealand community infrastructure and cultural attractions have been reviewed and the common features for the success of the more entrepreneurial entities identified. The study also included stakeholder and partner feedback on organisational structures.
- 4.9 After some discussion, based on the recommendation contained within the report summary, the PSG supported a totally separate single-entity CCO, which is a charitable entity, as the preferred start-up structure for Te Motu o Poutoa. It was noted that this option is supported by Rangitāne.

**5. ESTABLISHING A CCO**

- 5.1 The establishment of a CCO is covered in Part 5, section 56 of the Local Government Act (LGA).

**56. Consultation required before council-controlled organisation established**

(1) Before a local authority may establish or become a shareholder in a council-controlled organisation, the local authority must undertake consultation in accordance with section 82.

(2) The consultation required in subsection (1) may be undertaken as part of another proposal or as part of a long-term plan.

- 5.2 Section 82 is contained within Part 6 of the Act. Part 6 of the Act also covers the decision-making requirements and principles. A copy of the relevant sections is attached to this report (Attachment 3).

- 5.3 The establishment of a CCO is contained within Part 5 of the Act; before deciding to set up a CCO, Council needs to comply with the requirements and principles in Part 6 of the Act that apply to decisions. This includes:

- considering the costs and benefits of setting up a CCO as opposed to other options and
- identifying who might be affected by the decision and how to consider their views.

- 5.4 In 2015, the Office of the Auditor General (OAG) released a report on Governance and accountability of council-controlled organisations. It advised that in setting up a CCO, a local authority needs to:

- determine what it is trying to achieve;

- consider whether a CCO is the best means to achieve that objective;
- consider whether a CCO is a cost-effective and sustainable way of achieving the objective;
- decide whether the entity will be a CCO or a CCTO;
- if the CCO is a CCTO, consider whether it will be a viable business in terms of size and capability; and
- ensure that it has the capability and capacity to manage a relationship with the CCO and to monitor its performance.

5.5 Given this, Council would not be compliant with the decision-making requirements of Part 6 of the LGA if it were to decide now, to proceed with a CCO as the start-up structure and prepare a statement of proposal.

5.6 To comply with the Act, more work is needed to ensure that all practicable options have been considered and to ascertain stakeholder(s) views on the options. This work would be incorporated into the existing structural review report. The Programme Manager advises that this would not be a substantial piece of work.

5.7 Officers would then prepare a report on the use of a CCO or other subsidiary entity model as the start-up structure for the Te Motu o Poutoa Marae and Cultural Centre. The structural review report would be attached to the officer report, and the report would seek a council resolution to consult with the community on a proposal to establish a new CCO (or other entity).

**6. NEXT STEPS**

6.1 The Programme Director will ensure that the structural review work for Te Motu o Poutoa meets the requirements of Section 6 of the Local Government Act.

6.2 The PSG will meet on 28 November and will take a deep dive on the assumptions underpinning the management and operation of the marae and cultural centre once built, including revenue and cost and the need for an ongoing operational grant.

6.3 Officers will report to Council on the use of a council-controlled organisation (CCO) or other subsidiary entity model as the start-up structure for the Te Motu o Poutoa Marae and Cultural Centre.

**7. COMPLIANCE AND ADMINISTRATION**

Does the Committee have delegated authority to decide? If Yes quote relevant clause(s) from Delegations Manual	<b>No</b>
Are the decisions significant?	<b>No</b>
If they are significant do they affect land or a body of water?	<b>No</b>

Can this decision only be made through a 10 Year Plan?	<b>No</b>
Does this decision require consultation through the Special Consultative procedure?	<b>No</b>
Is there funding in the current Annual Plan for these objectives?	<b>Yes</b>
Are the recommendations inconsistent with any of Council's policies or plans?	<b>No</b>
<p>The recommendations contribute to:</p> <p>Whāinga 4: He tāone toitū, he tāone manawaroa</p> <p>Goal 4: A sustainable and resilient city</p>	
<p>The recommendations contribute to the achievement of objective/objectives in:</p> <p>11. Mahere mō te kanorau koiora me Te Awa o Manawatū</p> <p>11. Biodiversity and the Manawatū River Plan</p> <p>The objective is: Encourage and enable the community's connection with the Manawatū River</p> <p>Action: Develop Te Motu o Poutoa</p>	
Contribution to strategic direction and to social, economic, environmental and cultural well-being	<ul style="list-style-type: none"> <li>• Council will work in partnership with Rangitāne.</li> <li>• Respect and enhance the Mauri of the Manawatū River.</li> <li>• The Manawatū River Framework states 'to identify and appropriately develop Rangitāne sites of cultural and historical significance'. This site was identified for development and management planning.</li> </ul>

**ATTACHMENTS**

1. Terms of Reference - Motu o Poutoa PSG [↓](#) 
2. Te Motu o Poutoa PSG - Draft Minutes - 7 October 2024 [↓](#) 
3. Part 6 provisions - LGA [↓](#) 



# Te Motu o Poutoa Programme Steering Group (PSG)- Terms of Reference

## Purpose

The Te Motu o Poutoa Programme Steering Group (PSG) will provide oversight and assurance of the Te Motu o Poutoa programme.

Outcomes will be:

- Acknowledgement of and respect for the principles of the Treaty of Waitangi
- Decisions made collaboratively and in accordance with the principles of the Kawenata.
- Programme remains aligned with the stated objectives and principles
- Programme delivered within scope and budget.

## Scope

Oversight of programmes related to Te Motu o Poutoa and contained within LTP 2024-34 including design and consenting, securing external funds and, once all funding has been secured, the development of the civic marae, visitor facilities and upgrade of Cliff Road.

## Functions

- Receive reports from the Programme Director and Programme Sponsor on progress on the programme of works
- Consider risks and other matters raised by the Programme Director and Programme Sponsor and provide direction on their resolution
- Advise the Programme Director and Programme Sponsor of any emerging external issues/opportunities that may impact on the delivery of the programme and how they could be addressed
- Identify opportunities for raising external funds
- Lend support to funding applications made on behalf of the programme
- Provide advocacy for the programme within the Palmerston North community and New Zealand

## Accountability

The Programme Sponsor will report back to each meeting of the Rangitāne o Manawatū Committee on matters raised during PSG meetings and any actions arising.

## Membership

- The Chair Rangitāne o Manawatū Committee

- The Deputy Chair Rangitāne o Manawatū Committee
- Two nominations from Rangitāne o Manawatū
- One PNCC Elected Member
- One member PNCC Senior Leadership Team

The PSG will nominate the Chair at the first meeting  
 The agenda will be circulated by the Programme Sponsor  
 Minutes will be taken by the Programme Director  
 The quorum will be 2/3 membership.  
 The maximum number of members will be 6

**Meeting Frequency**

The PSG will meet every two months

**Delegations**

The Group does not hold any delegations and has no authority to make decisions or commitments on behalf of Council other than the authority of any individual member set out in the Council’s Delegations or New Zealand legislation.

**Term of Steering Group**

The Te Motu o Poutoa Steering Group will commence on 1st October 2024 and be discharged at the completion of the Te Motu o Poutoa development programme of works, forecast to be 30 June 2027.

Appointments will be for the term of the Group unless otherwise stipulated above.

**Variation of TOR**

Membership changes will be agreed by the Chair and Deputy Chair of the Rangitāne o Manawatū Committee.

The first meeting of the PSG will finalise the TOR, for adoption by the Council. Any other amendments to the TOR may be agreed by the majority of the membership of the PSG.

Date of Council agreement of original TOR:  
 Dates of any amendments:



**Te Motu o Poutoa Programme Steering Group Meeting  
Minutes of Meeting held Monday, 7 October 2024 at 1.00 pm  
CIVIC ADMINISTRATION BUILDING**

<b>Members in attendance</b>	
Grant Smith	Wiremu Te Awe Awe
Vaughan Dennison	Debi Marshall- Lobb
Cameron McKay	Ruma Karaitiana – left early at 2.15pm
<b>Also, in attendance</b>	
Kathy Dever-Tod	
Steve Bramley	

<b>Item</b>
<p>1. <b>Karakia Timatanga</b> Delivered by Debi Marshall – Lobb</p>
<p>2. <b>Apologies</b> No apologies</p>
<p>3. <b>Nomination of Chair</b> Mayor Grant Smith - nominated/seconded Vaughan Dennison/ Ruma Karaitiana Mayor Grant Smith elected unanimously</p>
<p>4. <b>Declarations of Interest (if any)</b> It was noted that everyone on the Steering Group has some type of interest in Te Motu o Poutoa, hence why they were on the group. No-one has a conflict of interest currently</p>
<p>5. <b>Draft Terms of Reference</b> The draft Terms of Reference - Page 2 of the agenda was considered No changes were noted</p> <p>Moved Vaughan Dennison, Seconded Grant Smith</p> <p><b>THE PSG UNANIMOUSLY RESOLVED:</b> That the Steering Group recommend Council adopts the Terms of Reference</p>
<p>6. <b>Programme Directors Report – Page 4</b> Steve Bramley spoke to his report</p> <p>Section 2: Consultant Procurement: It was noted that since the report, two offers of service have been received for Architectural Services. These have been reviewed by WT partnership, and the Project Sponsor is currently reviewing the recommendation to proceed with Boon.</p> <p>Section 3: Cost Management for building and consenting: Capital budget based on existing concept design and starting on site in December 2025 or on October 2026. Steve emphasised the importance of having the December 2025 target date for the Regional Infrastructure Fund application.</p> <p>Section 4: Total Project Costs:</p>

Item
<p>The costs have been reviewed and updated and stand at \$15 million capital, pre-opening establishment and operating costs of \$1.026 million, and an annual operating subsidy effectively equating to \$250,000 (inflated) from FY2024/25.</p>
<p>Steve tabled a slide with a summary of the establishment costs. The project has an 18-month mobilisation phase. In addition to the establishment costs, there is an estimated \$70K to establish a CCO, and ongoing reporting and management costs for the CCO – estimated at \$50K per annum.</p>
<p>The Steering Group considered whether to include the establishment costs within the fundraising target to minimise the operating impact on PNCC.</p>
<p>Moved Grant Smith, Seconded Debi Marshall- Lobb</p>
<p><b>THE PSG UNANIMOUSLY RESOLVED:</b> To treat the total project budget as no less than \$16 million, and if we don't start on site until October 2026 then we will desirably need to achieve \$16.5 million or \$4.5 million from external funding</p>
<p>Section 5: Fundraising Preliminary meetings with all key funders are occurring by the Funding Manager, Richard Carr.</p>
<p>Steve highlighted that applying to the Regional Infrastructure Fund is a key priority, but to do so (and indeed for other funders) requires confirmation of the future legal structure for Te Motu-o-Poutoa plus also confirmation of Rangitāne's direct funding contribution.</p>
<p>Progressing agreement on the legal structure is the key project priority and risk.</p>
<p>The PSG discussed the proposed capital funding profile. It was noted by the members that \$4.5 million (+GST) external funding was the target, it does not mean it will be achieved. The minimum capital funding goal is \$3,000,000 (+GST) and preferably \$4 million+.</p>
<p>There was discussion on the acceptability of Gaming Trust funding for this project.</p>
<p>Moved Debi Marshall-Lobb, seconded Cameron McKay</p>
<p><b>THE PSG UNANIMOUSLY RESOLVED:</b> Gaming Trust Funding is not acceptable for the Te Motu o Poutoa project.</p>
<p>Section 8: Roading. It was noted that NZTA has not made any funding provision for safety improvements and this includes the design and construction of improvements to Cliff Road.</p>
<p>The initial design work for Cliff Road can be completed within the reduced budget this year, however not if extra work is required.</p>
<p>On the accelerated construction timeline, Council would need to bring forward the timing of the construction work on Cliff Road from 2026/27 to 2025/26. Cameron noted that there was an opportunity to make some decisions regarding 2025/2026 or 2026/27 for Cliff Road in the 6<sup>th</sup> November to Council on the transport budget. Include Cliff Road – in November report back to Council.</p>
<p>It was agreed that a placeholder figure should be included in the report for the Cliff Road upgrade including the Tennent Road intersection as judged needed.</p>
<p>Section 9: Risks</p>

Item	
	<p>The project team have prepared and are proactively monitoring a master risk register of about 30+ different project risks. The current major key risks will be reported to the PSG each meeting. A copy of the Risk Register is attached</p>
7.	<p><b>Governance and Management Structure</b></p> <p>The Executive Summary from the draft Te Motu-o -Poutoa Structural Review (April 2024), was tabled. The overall recommended start-up structure for Te Motu o Poutoa is a totally separate single-entity CCO which is a charitable entity.</p> <p>Steve referred to Table 9, which provided an overall summary of the analysis of 7 NZ Museums and Cultural Tourism Facilities /Enterprises – Key Success Factors.</p> <p>It was also noted that a CCO structure removes the debt from Council's books.</p> <p>There ensued discussion on the shareholding, the operating risk and the funding of the operating subsidy</p> <p>Ruma Karaitiana left at 2.15pm</p> <p>Moved Grant Smith, seconded Debi Marshall- Lobb</p> <p><b>THE PSG UNANIMOUSLY RESOLVED;</b> that a single entity Charitable CCO is our preferred structure</p>
8.	<p><b>General Business</b></p> <p>The PSG agreed that the slides which support the financial modelling should be circulated to the PSG members and that these, along with the Te Motu o Poutoa Structural Review report should be topics of discussion at the next meeting</p>
9.	<p><b>Next Meeting</b> - Thursday 28<sup>th</sup> November preference</p>
10.	<p><b>Karakia Whakamutunga</b></p> <p>Debi Marshall – Lobb closed with the karakia</p>

**Next Meeting:** 28<sup>th</sup> November 10am

**Purpose:** To discuss the financial modelling and the structure

**Meeting Closed:** 2.30pm

KEY RISK REGISTER				
Risk	Commentary	Likelihood	Impact	Score
Delayed confirmed structure for Te Motu-o-Poutoa	Essential pre-requisite to progress external funding applications	3	5	15
Delayed confirmation of direct funding contribution by Rangitāne	Essential to have early confirmation of Rangitāne direct contribution for project confidence and without cannot progress external funding discussions	3	5	15
Resource consent time risk delaying external funding	Some external funders may insist on a confirmed resource consent within a certain timeframe. Also further time risk of a limited notified and fully notified consent	4	3	12
Total building and consent project cost under \$15 million at today's dollars	Was always a constrained budget with some programme and internal loadings now applied. Also future ground conditions/ geotechnical risks.	4	3	12
Level of final roading budget inadequate	Recent loss of NZTA funding means current halved design and also build budgets, which are very likely to be insufficient and will have to be addressed through alternate means. The flood risk mitigation may also have a cost impact.	5	4	20
Tennent Road-Cliff Road intersection implications for roading budget and resource consent	Traffic assessment to determine what is likely to be required here	3	4	12

**Key**

Likelihood		Consequence/Impact		Overall Risk Level	
Probable	5	Catastrophic	5	High	12 and above
Likely	4	Major	4	Medium	7 to 11
Possible	3	Moderate	3	Low	6 and below
Unlikely	2	Minor	2		
Rare	1	Insignificant	1		

## *Decision Making*

### **76. Decision-making**

(1)

Every decision made by a local authority must be made in accordance with such of the provisions of [sections 77, 78, 80, 81, and 82](#) as are applicable.

(2)

Subsection (1) is subject, in relation to compliance with [sections 77 and 78](#), to the judgments made by the local authority under [section 79](#).

(3)

A local authority—

(a)

must ensure that, subject to subsection (2), its decision-making processes promote compliance with subsection (1); and

(b)

in the case of a significant decision, must ensure, before the decision is made, that subsection (1) has been appropriately observed.

(4)

For the avoidance of doubt, it is declared that, subject to subsection (2), subsection (1) applies to every decision made by or on behalf of a local authority, including a decision not to take any action.

(5)

Where a local authority is authorised or required to make a decision in the exercise of any power, authority, or jurisdiction given to it by this Act or any other enactment or by any bylaws, the provisions of subsections (1) to (4) and the provisions applied by those subsections, unless inconsistent with specific requirements of the Act, enactment, or bylaws under which the decision is to be made, apply in relation to the making of the decision.

(6)

This section and the sections applied by this section do not limit any duty or obligation imposed on a local authority by any other enactment.

### **77. Requirements in relation to decisions**

(1)

A local authority must, in the course of the decision-making process,—

(a) seek to identify all reasonably practicable options for the achievement of the objective of a decision; and

(b) assess the options in terms of their advantages and disadvantages; and

(c) if any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water, sites, waahi tapu, valued flora and fauna, and other taonga.

(2)

This section is subject to [section 79](#).

### **78. Community views in relation to decisions**

- (1) A local authority must, in the course of its decision-making process in relation to a matter, give consideration to the views and preferences of persons likely to be affected by, or to have an interest in, the matter.
- (2) *[Repealed]*
- (3) A local authority is not required by this section alone to undertake any consultation process or procedure.
- (4) This section is subject to [section 79](#).

### **79. Compliance with procedures in relation to decisions**

- (1) It is the responsibility of a local authority to make, in its discretion, judgments—
  - (a) about how to achieve compliance with [sections 77](#) and [78](#) that is largely in proportion to the significance of the matters affected by the decision as determined in accordance with the policy under [section 76AA](#); and
  - (b) about, in particular,—
    - (i) the extent to which different options are to be identified and assessed; and
    - (ii) the degree to which benefits and costs are to be quantified; and
    - (iii) the extent and detail of the information to be considered; and
    - (iv) the extent and nature of any written record to be kept of the manner in which it has complied with those sections.
- (2) In making judgments under subsection (1), a local authority must have regard to the significance of all relevant matters and, in addition, to—
  - (a) the principles set out in [section 14](#); and
  - (b) the extent of the local authority's resources; and
  - (c) the extent to which the nature of a decision, or the circumstances in which a decision is taken, allow the local authority scope and opportunity to consider a range of options or the views and preferences of other persons.
- (3) The nature and circumstances of a decision referred to in subsection (2)(c) include the extent to which the requirements for such decision-making are prescribed in or under any other enactment (for example, the [Resource Management Act 1991](#)).
- (4) Subsection (3) is for the avoidance of doubt.

### **80. Identification of inconsistent decisions**

- (1) If a decision of a local authority is significantly inconsistent with, or is anticipated to have consequences that will be significantly inconsistent with, any policy adopted by the local authority or any plan required by this Act or any other enactment, the local authority must, when making the decision, clearly identify—
  - (a) the inconsistency; and
  - (b) the reasons for the inconsistency; and
  - (c) any intention of the local authority to amend the policy or plan to accommodate the decision.
- (2) Subsection (1) does not derogate from any other provision of this Act or of any other enactment.



## **81. Contributions to decision-making processes by Māori**

(1) A local authority must—

- (a) establish and maintain processes to provide opportunities for Māori to contribute to the decision-making processes of the local authority; and
- (b) consider ways in which it may foster the development of Māori capacity to contribute to the decision-making processes of the local authority; and
- (c) provide relevant information to Māori for the purposes of paragraphs (a) and (b).

(2) A local authority, in exercising its responsibility to make judgments about the manner in which subsection (1) is to be complied with, must have regard to—

- (a) the role of the local authority, as set out in [section 11](#); and
- (b) such other matters as the local authority considers on reasonable grounds to be relevant to those judgments.

### *Consultation*

## **82. Principles of consultation**

(1) Consultation that a local authority undertakes in relation to any decision or other matter must be undertaken, subject to subsections (3) to (5), in accordance with the following principles:

- (a) that persons who will or may be affected by, or have an interest in, the decision or matter should be provided by the local authority with reasonable access to relevant information in a manner and format that is appropriate to the preferences and needs of those persons:
- (b) that persons who will or may be affected by, or have an interest in, the decision or matter should be encouraged by the local authority to present their views to the local authority:
- (c) that persons who are invited or encouraged to present their views to the local authority should be given clear information by the local authority concerning the purpose of the consultation and the scope of the decisions to be taken following the consideration of views presented:
- (d) that persons who wish to have their views on the decision or matter considered by the local authority should be provided by the local authority with a reasonable opportunity to present those views to the local authority in a manner and format that is appropriate to the preferences and needs of those persons:
- (e) that the views presented to the local authority should be received by the local authority with an open mind and should be given by the local authority, in making a decision, due consideration:
- (f) that persons who present views to the local authority should have access to a clear record or description of relevant decisions made by the local authority and explanatory material relating to the decisions, which may include, for example, reports relating to the matter that were considered before the decisions were made.

(2) A local authority must ensure that it has in place processes for consulting with Māori in accordance with subsection (1).

(3) The principles set out in subsection (1) are, subject to subsections (4) and (5), to be observed by a local authority in such manner as the local authority considers, in its discretion, to be appropriate in any particular instance.

(4) A local authority must, in exercising its discretion under subsection (3), have regard to—

- (a) the requirements of [section 78](#); and
  - (b) the extent to which the current views and preferences of persons who will or may be affected by, or have an interest in, the decision or matter are known to the local authority; and
  - (c) the nature and significance of the decision or matter, including its likely impact from the perspective of the persons who will or may be affected by, or have an interest in, the decision or matter; and
  - (d) the provisions of [Part 1](#) of the Local Government Official Information and Meetings Act 1987 (which Part, among other things, sets out the circumstances in which there is good reason for withholding local authority information); and
  - (e) the costs and benefits of any consultation process or procedure.
- (5) Where a local authority is authorised or required by this Act or any other enactment to undertake consultation in relation to any decision or matter and the procedure in respect of that consultation is prescribed by this Act or any other enactment, such of the provisions of the principles set out in subsection (1) as are inconsistent with specific requirements of the procedure so prescribed are not to be observed by the local authority in respect of that consultation.

## MEMORANDUM

**TO:** Rangitāne o Manawatū Committee

**MEETING DATE:** 30 October 2024

**TITLE:** Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū

**PRESENTED BY:** Todd Taiepa, Poutoko Aporei Principal Māori Advisor

**APPROVED BY:** David Murphy, General Manager Strategic Planning

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### RECOMMENDATION TO RANGITĀNE O MANAWATŪ COMMITTEE

1. That the Committee receive the memorandum titled 'Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū' presented to the Rangitāne o Manawatū Committee on 30 October 2024.
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#### 1. ISSUE

- 1.1 Te Whiri Kōkō is the engagement forum between Rangitāne o Manawatū (Rangitāne) and Palmerston North City Council (PNCC). The forum undertakes the sharing of information, current and upcoming projects and programmes, and establishes how and who will progress work on behalf of Rangitāne o Manawatū.
- 1.2 This regular memorandum is presented to the Rangitāne o Manawatū Committee to provide an overview of key issues that are tabled at the forum. Only the September hui has been held since the last update.

#### 2. MATTERS RAISED

##### Local Water Done Well

- 2.1 An update was provided by Mike Monaghan and Julie Keane including the Options Assessment work and an outline of the upcoming stages and decision points for Water Done Well.
- 2.2 This was followed up with a session led by Waid Crockett to clarify how the iwi would be represented through the next steps of the process. It was acknowledged that there remained uncertainties at this time as some of the central government settings are still to be established, and also an appreciation of the very broad range of key parties in the region who need to be engaged. It was agreed that this was a critical programme for Rangitāne and the Council, and that communication would continue to be very open and proactive.

### **Reserves classification process**

- 2.3 This was an update to the programme which has been socialised with Rangitāne earlier in the year. The programme seeks to rationalise the classification of Council reserves as a precursor to the development of reserve management plans as required under the Reserves Act 1977. This update included that the proposed classifications were reported to the Council in August and the wider community consultation planned through to October.
- 2.4 Additionally, there was discussion around a Reserves Management General Policy which will cover all reserves which do not have a specific reserve management plan. Rangitāne supports the specific reserve management plans as many of these would encompass specific ancestral sites and interests. However, iwi interests do extend across the whole landscape of Palmerston North and having a policy that can provide general coverage and cultural assurance across what is a significant area of their rohe, is seen by them to be an appropriate mechanism.
- 2.5 Their key interest here can be encapsulated by the term Rangitānenuirawa – a concept that includes Rangitāne cultural values, principles, and priorities, and their position is that these be affirmed alongside other general rules and guidelines. Council staff will work closely with the Te Ao Turoa environmental team to ensure this alignment is achieved.

### **Ashhurst Domain Reserve Management and Development Plan**

- 2.6 The first draft is almost completed as a prelude to community engagement and consultation. Rangitāne are satisfied with their level of representation in the process and inclusion of their values and priorities. They see the value in modelling a comprehensive and thorough process that can then guide future reserve management planning.
- 2.7 Following the previous Te Whiri Kōkō meeting in August, kōrero has progressed on the potential for a natural burial site at Ashhurst Domain. Terry Hapi and Warren Warbrick attended a site visit in August and as a result a potential area has been identified. This will be included in the Draft Management Plan for community consultation.

### **NZTA-Waka Kotahi co-funding for City projects**

- 2.8 Officers informed Rangitāne that Council was awaiting confirmation of Waka Kotahi's decision regarding the co-funding of Council projects over the next 3 years, with confirmation due in September. It was clarified that several projects remain on hold until the funding decisions are confirmed, including aspects of the Palmerston North to Feilding Shared Pathways. Rangitāne confirmed that this situation is aligned with shared understanding that has been developed with Council during 2024 of uncertainties in the funding settings of the new government, and in this case, that provision for public transport, cycling and walking networks, was likely to be substantially reduced. The Iwi continue to endorse these programmes but accept that it is

likely there may be substantial delays and some may need to be put on hold, depending on the final position of Waka Kotahi regarding the governments priorities for transport.

### **Manawatū River pathway**

- 2.9 While further work has been deferred to year 4 of the Long-Term Plan, an update report to the Council on the project is scheduled for October 16. Rangitāne affirmed their continued support for completing a pathway network that follows the banks of the Manawatū River and agreed to include a formal letter of support for the Councils work in these matters. Iwi leaders affirmed that engagement with Council officers continues to be strong. Their endorsement is predicated on a commitment that Rangitāne be commissioned to complete a Cultural Impact Assessment as a foundational element to guide the final stages of the project.

### **Te Motu o Poutoa**

- 2.10 A report to the Rangitāne o Manawatū Committee in September will request that the Council established a Te Motu o Poutoa Project Steering Group (PSG), with representation from Rangitāne o Manawatū and the Council. The PSG will provide governance of the programme of work. Steve Bramley has been appointed as the Programme Director who will manage the project and advance discussions on management and governance options. The recommended model is some form of CCO/Trust.
- 2.11 The programme contains the following 4 projects:
- Fundraising
  - Resource consent
  - Design of the Upgrade of Cliff Road
  - Building detailed design and consent for construction
- 2.11 Officer advice is that PNCC will need a formal letter from Rangitāne for the resource consent application, noting that the partnered planning work is to enhance/restore the site and that Rangitāne o Manawatū have been fully involved/lead all planning and design work.

### **Te Āpiti Masterplan – Ashhurst (3 bridges) Loop**

- 2.12 An update for information was provided outlining that the Council continues to explore options for restoring access up and down the terrace near McCraes Bush. This includes discussions with a private landowner in the area. Officers committed to reporting back at a later date when there is more clarity on what option or options are favoured.

### **Resource Recovery draft scoping document**

- 2.13 The scope for the Resource Recovery Services review has been circulated to Rangitāne through the Kairaukaha role and Te Ao Tūroa environmental services, after having been endorsed by the Council. Rangitāne will give feedback before an external consultant is then engaged to undertake the review.

### **Kātui Ako – Communities of Learning**

- 2.14 This forum engages with schools in the City and has a strong Tiriti partnership foundation. They expressed appreciation for the support of the Council for the collective planting work they have undertaken with local schools. There is a focus on rejuvenating the annual Arbour Day by weaving in local historical and cultural narratives from Rangitāne.

## **3. ADDITIONAL UPDATES**

- 3.1 In addition to the matters detailed above officers provided updates regarding the following matters:
- Acknowledging staffing changes and appointments including the Acting Property Manager and Acting Resource Recovery Manager roles.
  - Pioneer Highway shared pathway and crossing construction progress.
  - Urban Cycle Network masterplan review.
  - A new lease is proposed for 38 Featherston Street, which has Rangitāne support. An officer's report will now go to Council seeking approval for a public notification process.
  - DN600 water main supplying drinking water from the Ngahere Park Reservoir to the City has been successfully cleaned with the wash water diverted to the Manawatū River as per consented guidelines.
  - The newly installed Papaioea bore head upgrade has been successful including for the operational outcomes of improved health and safety for those who will be working on the site.

## **4. NEXT STEPS**

- 4.1 Continue to deliver Te Whiri Kōkō and adjust regular reporting based on feedback received on this report.

**5. COMPLIANCE AND ADMINISTRATION**

Does the Committee have delegated authority to decide? If Yes quote relevant clause(s) from Delegations Manual	<b>Yes</b>
Are the decisions significant?	<b>No</b>
If they are significant do they affect land or a body of water?	<b>No</b>
Can this decision only be made through a 10 Year Plan?	<b>No</b>
Does this decision require consultation through the Special Consultative procedure?	<b>No</b>
Is there funding in the current Annual Plan for these actions?	<b>Yes</b>
Are the recommendations inconsistent with any of Council's policies or plans?	<b>No</b>
The recommendations contribute to: All of Council's Goals	
The recommendations contribute to the achievement of objective/objectives in: 14. Mahere mana urungi, kirirarautanga hihiri 14. Governance and Active Citizenship Plan The objective is: Gather and use data to inform decision-making and Council activities.	
The recommendations contribute to the achievement of action/actions in (Not Applicable)	
Contribution to strategic direction and to social, economic, environmental and cultural well-being	Rangitāne o Manawatū is a Tiriti partner and has the status of mana whenua and holds customary authority for the Palmerston North area. Much of the focus of joint programmes is to ensure there are pathways for the restoration of mana whakahaere or influence on those matters that remain a priority for the iwi. This can be summarised as the ability for iwi to practise rangatiratanga and kaitiakitanga in their rohe (customary authority and guardianship within their customary area).

**ATTACHMENTS**

NIL





## COMMITTEE WORK SCHEDULE

**TO:** Rangitāne o Manawatū Committee

**MEETING DATE:** 30 October 2024

**TITLE:** Work Schedule for Whiringa-ā-nuku October 2024.

### RECOMMENDATION TO RANGITĀNE O MANAWATŪ COMMITTEE

1. That the Rangitāne o Manawatū Committee receive its Work Schedule dated Whiringa-ā-nuku October 2024.

### COMMITTEE WORK SCHEDULE

Report Date	Subject	Officer Responsible	Current Position	Date of Instruction & Clause number
Whiringa-ā-nuku October 2024	Te Motu o Poutoa Development Plan -Progress Report	GM- Infrastructure		Terms of Reference
Whiringa-ā-nuku October 2024	Te Whiri Kōkō- Council Engagement with Rangitāne o Manawatū	GM- Strategic Planning	Standing Item for every meeting	26 April 2023 Clause 4- 23
Paenga- whāwhā April 2025	Te Āpiti Master plan - progress report	Chief Infrastructure Officer		26 April 2023 Clause 4- 23
Paenga- whāwhā April 2025	Manawatū River framework - progress report	Chief Infrastructure Officer		26 April 2023 Clause 4- 23
Paenga- whāwhā April 2025	Te Motu o Poutoa Development Plan - Progress Report	GM - Infrastructure		Terms of Reference
Paenga- whāwhā April 2025	Te Whiri Kōkō - Council Engagement with Rangitāne o Manawatū	GM - Strategic Planning	Standing Item for every meeting	26 April 2023 Clause 4- 23

**Attachment:** Rangitāne o Manawatū Terms of Reference.

## RANGITĀNE O MANAWATŪ COMMITTEE

### Terms of Reference

Chair <sup>1</sup>	The Mayor
Deputy Chair	Mr Wiremu Te Awe Awe
Membership (10) (Mayor, 4 Hirawanui ward councillors, 2 Te Pūao ward councillors and 3 Rangitāne representatives)	<p><i>Te Hirawanui ward councillors</i> Councillor Vaughan Dennison Councillor Karen Naylor Councillor Billy Meehan Councillor Kaydee Zabelin</p> <p><i>Te Pūao ward councillors</i> Councillor Roly Fitzgerald Councillor Debi Marshall-Lobb</p> <p><i>Rangitāne representatives</i> Ms Danielle Harris Mr Chris Whaiapu</p>
Quorum	6 (minimum of 3 members from Council and 3 members from Rangitāne)
Meeting schedule	Quarterly
Venue	Meetings may be held at Council Chambers and marae.

#### Terms of Reference:

1. To consider matters relating to the wellbeing of Māori in Palmerston North, by monitoring:
  - a. City wellbeing data from a demographic perspective (Māori)
  - b. Long Term Plan community outcome commitments and impact on the local Māori communities
  
2. To have oversight of progress and implementation of programmes of work agreed in Kawenata in Relation to Te Motu o Poutoa Agreement, including but not limited to the following strategic projects:
  - a. Development of a reserve management plan for Te Motu o Poutoa
  - b. Manawatū River Framework
  
3. To consider matters of strategic relevance to Māori, including but not limited to:
  - a. The Manawatū River Plan
  - b. urban development and infrastructural capacity
  - c. boundary issues
  - d. water and wider environmental issues within Palmerston North City Council's authority
  - e. the development of relationships between other Iwi/Hapū and Council
  - f. participation and access

<sup>1</sup> Chair and Deputy Chair to alternate annually

4. To receive presentations on:
- a. Te Āpiti Manawatū Gorge Masterplan
  - b. Any matter that may impact on Māori in the city

5. In the spirit of partnership, to recommend to Council:
- a. Leadership direction or guidance with regard to Council's obligations or responsiveness to Māori in the city and related budget implications for future planning
  - b. The reserve management plan for Te Motu o Poutoa
  - c. Any emerging matters for submission to Central Government
  - d. Reserves which are wāhi tupuna to Rangitāne o Manawatū which could also fall under te Kawenata
  - e. Any modifications to Standing Orders or meeting procedures to enable the Committee to effectively operate.

**Delegations**

Rangitāne o Manawatū Committee has been delegated the following responsibilities by Council. Within its Terms of Reference and complying with the purpose of the Local Government Act 2002, to:

- Receive or note any report or memorandum or other information submitted to the Committee.
- Instruct the Chief Executive to report back to the Committee or to Council.
- Refer any report or memorandum to any other Committee or Council for consideration.
- To undertake any special project oversight as requested by Council.