

Agenda for an extraordinary meeting of the Waikato District Council to be held via Audio Visual Conference on **TUESDAY, 28 SEPTEMBER 2021** commencing at **1.00pm**.

Information and recommendations are included in the reports to assist the committee in the decision making process and may not constitute Council's decision or policy until considered by the committee.

1. APOLOGIES AND LEAVE OF ABSENCE

2. CONFIRMATION OF STATUS OF AGENDA

3. DISCLOSURES OF INTEREST

4. REPORTS

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CHIEF EXECUTIVE

TERMS OF REFERENCE AND DELEGATION

Chairperson:	His Worship the Mayor
Deputy Chairperson:	Deputy Mayor
Membership:	The Mayor and all Councillors
Meeting frequency:	Six weekly – or as required
Quorum:	Half of the members (including vacancies)

Purpose

1. To provide leadership to, and advocacy on behalf of, the people of the Waikato District.
2. To define and represent the total communities' interests, ensuring ongoing community and economic development, the effective stewardship of existing assets, sustainable management of the environment, and the prudent management of the communities' financial resources.

Terms of Reference

The Council's terms of reference include the following powers which cannot be delegated to committees, subcommittees, officers or any other subordinate decision-making body:

1. The power to make a rate.
2. The power to make a bylaw.
3. The power to borrow money, or purchase or dispose of assets, other than in accordance with the Long-Term Plan.
4. The power to adopt a Long-Term Plan, Annual Plan, or Annual Report.
5. The power to appoint a Chief Executive.
6. The power to adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the Long-term Plan or developed for the purpose of the local governance statement, including the Council's Infrastructure Strategy.
7. The power to adopt a remuneration and employment policy.
8. The power to approve or amend the Council's Standing Orders.
9. The power to approve or amend the Code of Conduct for elected members, and consider any recommendations made in relation to a complaint lodged under the Code.
10. The power to appoint and discharge:
 - a. members (including chairpersons) of Council committees and subordinate decision-making bodies, subject to the Mayor's powers under section 41A Local Government Act 2002; and
 - b. elected member representatives on external organisations.
11. The power to establish a joint committee with another local authority or other public body, and appoint elected members as representatives on such committees or bodies.
12. The power to make the final decision on a recommendation from the Ombudsman where it is proposed that Council not accept the Ombudsman's recommendation.
13. The power to approve or change the District Plan, or any part of that Plan, in accordance with the Resource Management Act 1991.
14. The power to amend or replace the delegations in Council's Delegations Register (except where expressly permitted in the Delegations Register).

To exercise the following powers and responsibilities of Council, which the Council chooses to retain:

1. To approve a proposed policy statement or plan under the Resource Management Act 1991.
2. To approve changes to boundaries of the District under the Resource Management Act 1991 or any other legislation.
3. In respect of District Plan decisions:
 - a. To appoint independent commissioners to a panel for hearings of a Proposed District Plan;
 - b. To approve the recommendation of hearings commissioners on a proposed plan, plan change or variation (including private plan change); and
 - c. To approve a proposed plan or a change to a district plan under Clause 17, Schedule 1 of the Resource Management Act 1991.
4. To adopt governance level strategies, plans and policies which advance Council's vision and strategic goals (e.g. Hamilton to Auckland rail), other than where expressly delegated to a committee.
5. To approve Council's recommendation to the Remuneration Authority for the remuneration of elected members.
6. To approve the Triennial Agreement.
7. To approve resolutions required to be made by a local authority under the Local Electoral Act 2001, including the appointment of an electoral officer and reviewing representation arrangements.
8. To approve any changes to the nature and delegations of any Council committees or subordinate-decision making bodies.
9. To approve the Local Governance Statement.
10. To approve any additional funding decisions required for the Watercare Services contract.
11. To receive six-monthly reports from each Community Board on its activities and projects.

Open Meeting

To	Waikato District Council
From	Tony Whittaker Chief Operating Officer
Date	20 September 2021
Prepared by	Gaylene Kanawa Democracy Team Leader
Reviewed by	Dale Ofsoske Electoral officer
Chief Executive Approved	Y
Reference #	GOV1301
Report Title	Waikato District Council 2021 Representation Review Final Proposal – approval for public notification

I. EXECUTIVE SUMMARY

The purpose of this report is for the Waikato District Council to adopt a Final Proposal for the 2021 Representation Review.

The Waikato District Council commenced this representation review in May 2020 via a bottom-up review through focus groups and an online survey in September 2020.

The pre-consultation information was workshopped with Council in March 2021. The development of an Initial Proposal was delayed due to the change to legislation regarding Maaori ward(s) and Council's reconsideration of this issue. With the legislative change Council rescinded their previous decision of 2 November 2020 regarding Maaori ward(s) and further resolved to implement Maaori ward(s) for the 2022 and 2025 local body elections.

The decision to implement Maaori ward(s) had a flow-on effect for general wards, with the removal of the Maaori electoral population. Therefore, staff were required to undertake further work on general wards and the Initial Proposal to ensure:

- creation of multi-councillor wards as per the feedback from the Local Government Commission (LGC);
- effective representation of communities of interest (s19T of the Local Electoral Act (LEA)); and
- fair representation of electors (s19V LEA).

The Council considered options for general and Maaori ward boundaries at workshops prior to their meeting held on 7 July 2021, along with feedback from community boards regarding their names, number of members and boundaries. Following consideration of that material the Council adopted the 2021 Representation Review Initial Proposal for notification on 14 July 2021 (as per sections 19H and 19J and clauses 1 and 2 of Schedule 1A of the LEA).

The consultation period for the Initial Proposal opened on 14 July and closed on 20 August 2021. The Council considered the following at its hearings held on 9-10 September 2021:

- **228** submissions were received on the initial proposal before the closing date.
 - **24** submitters indicated their support of the initial proposal
 - **164** submitters indicated they do not support the initial proposal
 - **27** submitters indicated they are neutral on the initial proposal
 - **13** submitters made no indication if they do or do not support the initial proposal
- **56** submitters indicated they wished to speak to their submissions at the public hearing of the Waikato District Council 2021 Representation Review Initial Proposal
- **12** submissions, not included in the above numbers, were received after the closing date on 30 August. Many of these were from rural areas and NZ Post have confirmed significant delays in the sorting of mail under Level 4 restrictions may explain the lateness:
 - **1** submitter indicated their support of the initial proposal
 - **11** submitters indicated they do not support the initial proposal

Council agreed to accept the late submissions. Over the two days of hearings the Council heard 37 verbal submissions (once again due to the decision to hold hearings via audio visual conference, some submitters chose not to participate in the hearings).

After considering all the submissions received on the Initial Proposal through the consultation period and submissions that were verbally supported at the hearing, the Council at their deliberations meetings on 14 and 16 September 2021, chose to make the following amendments to its Initial Proposal:

- Split the Te Takiwaa Maaori ward into a northern and southern ward to ensure fair representation for Maaori, ensuring both representatives do not come from one area.
- Alter the general wards and general ward names to ensure:
 - Retention/increased representation for the rural communities of interest – noting that this resulted in the creation of the Awaroa-Maramarua general ward which links the rural communities in the north-west that are also Auckland facing and thereby have communities of interest across other local authority boundaries.
 - The reduction of splits in communities of interest that were split by mesh blocks in the Initial Proposal
 - Retain, where possible multi-councillor wards
 - Adhere as much as practicable to the +/-10% margin for communities to ensure fair and effective representation
- Create a new Rural and Port Waikato community board, consisting of four elected members and two appointed councillors (with subdivisions to ensure fair representation from across the community board area).
- Extend the Raglan community board area to include the communities of Okete and Te Mata (ensuring retention of a rural voice at all levels of governance, by the creation of subdivisions for the urban and rural areas).
- Reduce the number of elected members to four (currently six) on the Taupiri community board, following feedback from submitters regarding over representation in small urban communities, yet minimal representation for rural communities.

Council indicated staff needed to work on contiguity issues in the Awaroa-Maramarua general ward and noted this may mean a minor split in Pukekawa in the Western Districts general ward. It is further noted that to ensure contiguity this will also affect the +/-10% margin in the Western Districts general ward.

The statistical data work in the report is based on/includes customised Stats NZ's data which are licensed by Stats NZ for re-use under the Creative Commons Attribution 4.0 International licence. Council should note that these statistics are also based on Stats NZ estimates dated 30 June 2020.

Council is now required to formally adopt a Final Proposal which will be publicly notified for a period of no less than one month. This report recommends that the public notification period be from Friday, 1 October 2021 to Wednesday, 3 November 2021.

Any appeals/objections be received on the Final Proposal will be forwarded to the LGC who will undertake an independent hearing to resolve any issues the community have raised. It is noted that exceeding the +/-10% margin in the Western Districts general ward and the Raglan community board (Rural subdivision), will automatically trigger an appeal to the Final Proposal and hence will be forwarded to the LGC for determination.

2. RECOMMENDATION

That in accordance with section 19N(1)(b) of the Local Electoral Act 2001 the Waikato District Council, having considered the 240 submissions received on the 2021 Representation Review Initial Proposal adopts the following as the 2021 Representation Review Final Proposal:

- a) **the Waikato District Council comprise of:**
 - i) **the Mayor elected at large (by the whole district);**
 - ii) **13 councillors, comprising of two Maaori ward councillors and 11 general ward councillors elected from 10 wards; and**
 - iii) **Waikato District Council be divided into 10 wards, these being:**

Ward and number of councillors	Communities of interest	Geographic Reference
Te Takiwaa (Te Raki) Maaori ward One(1) Maaori ward councillor	Aka aka, Buckland, Glen Afton, Hampton Downs, Hunua Ranges (portion), Huntly, Mangatawhiri, Mangatangi, Maramarua, Mercer, Meremere, Miranda, Ohinewai, Otaua Pokeno, Pukemiro, Rangariri, Te Kauwhata, Orini-Tauhei, Waerenga and Waiterimu-Matahuru	The northern part of the Waikato district, from the east and west of Huntly up to the Auckland boundaries of the district - proposed boundaries of which are shown on Attachment I

Ward and number of councillors	Communities of interest	Geographic Reference
Te Takiwaa (Te Tonga) Maaori Ward One (1) Maaori ward councillor	Eureka, Gordonton, Glen Massey, Hautapu, Horsham Downs, Koromatua, Makomako, Matangi, Okete, Ngaruawahia, Newstead, Puketaha, Raglan, Rotokauri, Rotongaro, Rotowaru, Ruapuke, Tamahere, Taupiri, Tauwhare Te Akau, Te Kowhai, Te Mata, Te Uku, Waingaro, Whatawhata and Whitikahu.	The southern part of the Waikato district, from the east and west of Taupiri, down to the southern boundaries of the district bordering Matamata-Piako and Waipa Districts and Hamilton City - proposed boundaries of which are shown on Attachment 2
Awaroa-Maramarua general ward One (1) general ward councillor	Aka aka, Hunua Ranges (portion) Mangatawhiri, Mangatangi, Maramarua, Miranda Otaua and Waiuku-Karioitahi.	The rural communities in the north east and west of the district, noting this is not contiguous but are all rural communities, bordering Auckland Council in the north and Hauraki District in the east – the proposed boundaries of which are shown on Attachment 3
Huntly general ward One (1) general ward councillor	Huntly and Ohinewai	The Huntly township and surrounds, proposed boundaries of which are shown on Attachment 4
Newcastle-Ngaruawahia general ward Two (2) general ward councillors	Ngaruawahia, Rotongaro, Rotowaru, Taupiri, Te Kowhai and Whatawhata.	The central part of the district with communities either side of the Waikato River - proposed boundaries of which are shown on Attachment 5
Tamahere-Whitikahu general ward Two (2) general ward councillors	Eureka, Gordonton, Hautapu, Horsham Downs, Koromatua, Matangi, Newstead, Puketaha, Rotokauri, Tamahere, Tauwhare and Whitikahu	The southeastern part of the district bordering Hamilton City Council in the west/south/east – the proposed boundaries of which are shown on Attachment 6

Ward and number of councillors	Communities of interest	Geographic Reference
Tuakau-Pokeno general ward Two (2) general ward councillors	Pokeno and Tuakau	The northern part of the district bordering Auckland Council in the north – the proposed boundaries of which are shown on Attachment 7
Waerenga-Hukanui general ward One (1) general ward councillor	Hampton Downs, Meremere, Orini-Tauhei, Pukemoremore, Rangiriri, Te Hoe, Te Kauwhata, Waerenga, Waiterimu-Matahuru and Whangamarino.	The eastern part of the district bordering Hauraki District Council in the east – the proposed boundaries of which are shown on Attachment 8
Western Districts general ward One (1) general ward councillor	Glen Murray, Matira, Naike, Onewhero, Port Waikato, Pukekawa-Opuatia, Rotongaro-Ruawaro, Rotowaru, Te Akau, Te Kohanga, Waikeretu and Waikowai.	The northwestern part of the district bordering Auckland Council in the north - the proposed boundaries of which are shown on Attachment 9
Whaaingaroa general ward One (1) general ward councillor	Makomako, Okete, Raglan, Ruapuke, Te Mata, Te Uku, Waingaro, Waitetuna	The southwestern part of the district bordering Waipa District Council in the east and Otorohanga District Council in the south – the proposed boundaries of which are shown on Attachment 10

iv) the names and population of each ward be as follows:

Ward	Pop	Crs	Average	Fits Rule	% Variation
Awaroa-Maramarua general ward	5,750	1	5,750	Yes	-6.68%
Huntly general ward	6,210	1	6,210	Yes	0.78%
Newcastle-Ngaruawahia general ward	13,450	2	6,725	Yes	9.14%
Tamahere-Whitikahu general ward	13,350	2	6,675	Yes	8.33%
Te Takiwaa (Te Tonga) Maaori ward	7,040	1	7,040	Yes	7.00%
Te Takiwaa (Te Raki) Maaori ward	8,100	1	8,100	Yes	-7.00%
Tuakau-Pokeno general ward	11,750	2	5,875	Yes	-4.65%
Waerenga-Hukanui general ward	6,500	1	6,500	Yes	5.49%
Western Districts general ward	5,070	1	5,070	No	-17.72%
Whaangaroa general ward	5,700	1	5,700	Yes	-7.49%

1. $(67,780/11 \text{ general ward councillors} = 6,161 \pm 10\% = 5,544-6,777)$

2. $(15,140/2 \text{ Maaori ward councillors} = 7,570 \pm 10\% = 6,813 - 8,327)$

Note: This work is based on/includes customised Stats NZ's data which are licensed by Stats NZ for re-use under the Creative Commons Attribution 4.0 International licence.

v) 32 community board members elected from six community boards.

vi) that the community boards be as follows:

Community Board	Elected Members	Appointed Members
Huntly community board	6	1 Huntly general ward councillor and 1 Te Takiwaa Maaori (Te Raki) ward councillor
Ngaruawahia community board	6	1 Newcastle-Ngaruawahia general ward councillor and 1 Te Takiwaa Maaori (Te Tonga) ward
Rural & Port Waikato community board consisting of two subdivisions, being:	4 in total	1 Western Districts general ward councillor and 1 Te Takiwaa Maaori (Te Raki) ward
• North subdivision	2	
• South subdivision	2	

Community Board	Elected Members	Appointed Members
Raglan community board consisting of two subdivisions, being: <ul style="list-style-type: none"> • Urban subdivision • Rural subdivision 	6 in total 4 2	I Whaaingaroa general ward councillor and I Te Takiwaa Maaori (Te Tonga) ward
Taupiri community board	4	I Newcastle-Ngaruawahia general ward councillor and I Te Takiwaa Maaori (Te Tonga) ward
Tuakau community board	6	I Tuakau-Pokeno general ward councillor and I Te Takiwaa Maaori (Te Raki) ward

- vii) the community board communities of interest and boundaries are to be as follows:

Community Board	Communities	Geographic Reference
Huntly community board	Huntly	The Huntly Community Board area was extended in the initial proposal to incorporate a mesh block in the north west - the proposed boundaries of which are shown on Attachment 11
Ngaruawahia community board	Ngaruawahia and Horotiu	The current Ngaruawahia Community Board area with slight boundary adjustments to incorporate new development at River Road and reinstate the Horotiu section of the board area – the proposed boundaries of which are shown on Attachment 12
Raglan community board, with rural and urban subdivisions	Raglan, Okete and Te Mata	With extended boundaries to incorporate three neighbouring mesh blocks – the proposed boundaries of which (including subdivision boundaries) are shown on Attachment 13 A&B
Rural and Port Waikato community board, with north and south subdivisions	Port Waikato, Onewhero, Pukekawa, Glen Murray, Naike and Waikeretu	The rural districts south of the river to Naike and across to Waikeretu - the proposed boundaries of which (including subdivisions) are shown on Attachment 14 A&B
Taupiri community board	Taupiri	The current Taupiri Community Board - the proposed boundaries of which are shown on Attachment 15

Community Board	Communities	Geographic Reference
Tuakau community board	Tuakau	The current Tuakau township – the proposed boundaries of which are shown on Attachment 16

viii) the subdivisions for the Rural and Port Waikato community board and the Raglan community board comply with the +/-10% rule and the population and names of each subdivision be as follows:

<i>Community Board</i>	<i>Pop</i>	<i>Mbrs</i>	<i>Average</i>	<i>Fits Rule</i>	<i>% Variation</i>
Rural & Port Waikato North subdivision	2,460	2	1,230	Yes	+8.1%
Rural & Port Waikato South subdivision	2,090	2	1,045	Yes	-8.1%
Raglan Urban subdivision	3,780	4	945	Yes	-5.8%
Raglan Rural subdivision	1,580	2	790	No	-11.6%

(Rural & Port Waikato community board: 4,550/4 members = 1,137 +/- 10% = 1,023 – 1,250)

(Raglan community board: 5,360/6 members = 893 +/- 10% = 804 – 982)

- b) as the Western Districts general ward and the Raglan community board (Rural subdivision) will deviate from the +/-10 % fair representation rule set out in the LEA, this will be an automatic appeal under section 19V(5) of the LEA and the Final Proposal must be referred to the Local Government Commission for determination after the close of the appeals/objections period;
- c) under section 19N(2) of the LEA notes that the reasons for Council amending its Initial Proposal be notified as follows:
- i) split the Te Takiwaa Maaori ward into a northern and southern ward to ensure fair representation for Maaori (reason - ensuring both representatives do not come from one area as supported by submissions);
 - ii) alter the general ward boundaries and names to ensure:
 1. retention/increased representation for the rural communities of interest;
 2. ensure the reduction of splits in communities of interest that were split by mesh blocks in the Initial Proposal;
 3. retain, where possible multi-councillor wards; and
 4. adhere to the +/-10% margin for communities to ensure fair and effective representation

(reason – number of objections to splitting of communities by mesh blocks in Initial Proposal rather than focussing on communities of interest as identified in pre-consultation material);

- iii) create a new Rural and Port Waikato community board with two subdivisions (reason - submissions supported creation of a rural community board if the status quo could not be retained and subdivisions created to ensure fair representation across the board area);
- iv) extend the Raglan community board area to include the communities of Okete and Te Mata (reason – submissions received supporting the community board request in these areas, but in doing so to ensure retention of a rural voice at all levels of governance, subdivisions being created for the urban and rural areas);
- v) reduce the number of elected members (currently six) to four on the Taupiri community board (reason – feedback received from submitters regarding over representation in small urban communities, yet minimal representation for rural communities);
- d) approves the Waikato District Council 2021 Representation Review Final Proposal for a period of appeals/objections to be publicly notified on 1 October 2021 and closing on 3 November 2021 in accordance with sections 19O and 19P of the LEA 2001; and
- e) Council refer any appeals or objections it receives to the Local Government Commission for determination as soon as practicable in accordance with section 19Q and 19V(4) of the LEA 2001.

3. BACKGROUND

The LEA requires every local authority to undertake a review of their representation arrangements at least once every six years. These reviews determine the number of councillors to be elected, the basis of election for councillors and, if this includes wards, the boundaries and names of these wards.

Reviews also include whether there are to be community boards, and if so, arrangements for these boards. Representation arrangements must provide fair and effective representation for individuals and communities.

Waikato District Council last reviewed these arrangements in 2018, however received a recommendation from the LGC to undertake a more comprehensive bottom-up review to determine communities of interest and try and achieve more multi-councillor wards.

The Council had commenced the review when the LEA was amended in regard to Maaori ward(s) and decided to rescind their previous decision and implement Maaori ward(s) for the 2022 and 2025 elections, which also triggered a representation review and required staff to investigate more options before Council adopting an Initial Proposal.

Feedback has been received from submitters that the process seemed “rushed”, however it is noted above this process commenced in May 2020 through Council workshops, followed by pre-consultation with randomly selected focus groups and a questionnaire in September/October 2020.

Further analysis of the feedback from these groups was considered by Council in March 2021, then put on hold until the decision on Maaori ward(s) until May 2021. Following the adoption of Maaori ward(s) further feedback was sought from councillors and community boards before developing an Initial Proposal. The Initial Proposal was adopted on 7 July 2021, with consultation opening on 14 July to 20 August 2021. This overview of events demonstrates a robust consultative process so far for the 2021 Representation Review.

Current arrangements in the Waikato District are as follows:

- Mayor (elected at large);
- 13 councillors (elected from 10 wards); and
- 30 community board members (elected from five community boards).

Ward	Councillors
Awaroa ki Tuakau	2
Eureka	1
Hukanui-Waerenga	1
Huntly	2
Newcastle	1
Ngaruawahia	2
Onewhero-Te Akau	1
Raglan	1
Tamahere	1
Whangamarino	1

Community Board	Members
Huntly	6
Ngaruawahia	6
Raglan	6
Taupiri	6
Onewhero - Tuakau	6

Council previously made the decisions to retain First Past the Post as the electoral system and to introduce Maaori ward(s) into the Waikato district as a part of this process. These issues are out of scope for the representation review process, however for the issues of ward names and boundaries for the Te Takiwaa Maaori ward, feedback was proactively support from Maaori through two drop-in sessions in the central and north.

Fair representation principles set out in the LEA also dictate that Council must have careful consideration of the following key principles:

- Communities of interest;
- Effective representation; and
- Fair representation.

Following early engagement with key stakeholders in September and October 2020 (community boards, community committees, iwi groups, random selection of ratepayers) and having been presented a number of different potential options for their Initial Proposal, Council confirmed the Waikato District Council 2021 Representation Review Initial Proposal at their meeting on 7 July 2021 (Sections 19H and 19J of the LEA).

Council initially proposed:

- Mayor (elected at large);
- 13 councillors (elected from eight wards); and
- 30 community board members (elected from five community boards).

Ward	Councillors
Te Takiwaa Maaori Ward	2
Central General Ward	2
Pokeno-Hunua General Ward	1
Port Waikato General Ward	1
Tamahere-Newcastle General Ward	3
Tuakau General Ward	1
Waerenga-Hukanui General Ward	2
Whaingaroa General Ward	1

Community Board	Members
Huntly	6
Ngaruawahia	6
Raglan	6
Taupiri	6
Tuakau (removing Onewhero portion)	6

The Initial Proposal was publicly notified on 14 July 2021 in accordance with Section 19M(1) of the LEA. Submissions closed on 20 August 2021 after a consultation period of five and a half weeks (Section 19M(2)(d) of the LEA and Section 83 of the LGA). Council received 240 submissions (including 12 late submissions) on the Initial Proposal and heard 37 verbal submissions that were given at the public hearings on 9-10 September 2021 (Section 19N(1)(a) of the LEA).

The Council considered the following at its hearings held on 9-10 September 2021:

- **240** submissions were received on the initial proposal before the closing date.
 - **25** submitters indicated their support of the initial proposal
 - **175** submitters indicated they do not support the initial proposal
 - **27** submitters indicated they are neutral on the initial proposal
 - **13** submitters made no indication if they do or do not support the initial proposal
- **56** submitters indicated they wished to speak to their submissions at the public hearing of the Waikato District Council 2021 Representation Review Initial Proposal

Council agreed to accept the late submissions, considering the circumstances. Over the two days of hearings the Council heard 37 verbal submissions (once again due to the decision to hold hearings via audio visual conference, some submitters chose not to participate in the hearings).

After considering all the submissions received on the Initial Proposal through the consultation period and submissions that were verbally supported at the hearing, the Council at their deliberations meetings on 14 and 16 September 2021, chose to make the following amendments to its Initial Proposal:

- Split the Te Takiwaa Maaori ward into a northern and southern ward to ensure fair representation for Maaori, ensuring both representatives do not come from one area.
- Alter the general wards and general ward names to ensure:
 - Retention/increased representation for the rural communities of interest – noting that this resulted in the creation of the Awaroa-Maramarua general ward which links the rural communities in the north west that are also Auckland facing and thereby have communities of interest across other local authority boundaries.
 - The reduction of splits in communities of interest that were split by mesh blocks in the Initial Proposal
 - Retain, where possible multi-councillor wards
 - Adhere, as much as practicable, to the +/-10% margin for communities to ensure fair and effective representation
- Create a new Rural and Port Waikato community board, consisting of four elected members and two appointed councillors (with subdivisions to ensure fair representation from across the community board area).
- Extend the Raglan community board areas to include the communities of Okete and Te Mata (but in doing so to ensure retention of a rural voice at all levels of governance, subdivisions being created for the urban and rural areas).
- Reduce the number of elected members to four (currently six) on the Taupiri community board, following feedback from submitters regarding over representation in small urban communities, yet minimal representation for rural communities.

Council also recognised that the option they asked staff to model for the Final Proposal contained two issues, being the proposed Western Districts general ward and the Raglan community board (Rural subdivision) not meeting the +/-10% requirements (which would mean an automatic appeal to the LGC).

4. DISCUSSION AND ANALYSIS OF OPTIONS

4.1 DISCUSSION

Council provided staff with direction on changes required for the Final Proposal at their deliberations meetings on 14 and 16 September. These options have been provided in detail throughout this report and Council are now required to adopt a Final Proposal for public notification on 1 October 2021 to 3 November 2021.

The proposed changes do indicate non-compliance with both contiguity and fair representation requirements and must now be treated as an appeal under section 19V(5) of the LEA and referred to the Local Government Commission for determination as soon as practicable (along with any other appeals/objections that might be received) following the closing of the appeal/objection period.

4.2 OPTIONS

Council has the following options:

- *Option 1 (not recommended):* Confirm the Initial Proposal (un-amended) and notify this as the Waikato District Council 2021 Representation Review Final Proposal. Only those who made a submission on the Initial Proposal will be able to lodge an appeal on the Final Proposal.
- *Option 2 (recommended):* Amend the Initial Proposal and notify this as the Waikato District Council 2021 Representation Review Final Proposal. Any submitter will then be able to lodge an appeal to the Final Proposal and anyone will be able to make an objection to the Final Proposal.

NOTE 1: Should amendments be made to the Initial Proposal, and if any submissions are rejected, reasons must be provided and included in the public notice of the Final Proposal. *No submissions have been rejected; Council has indicated amendments to the Initial Proposal for the Final Proposal which means anyone will be able to object to the Final Proposal.*

NOTE 2: Should one or more objections or appeals be received, or the fair representation criteria (+/- 10% rule) is exceeded/not met, the Waikato District Council 2021 Representation Review Final Proposal must be referred to the Local Government Commission for determination. *Council has indicated and acknowledged it will not meet this rule by amending the Initial Proposal for the Western Districts general ward and Raglan community board (rural subdivision).*

5. CONSIDERATION

5.1 FINANCIAL

Reviewing Council's representation arrangements is within allocated budgets.

5.2 LEGAL

There is a legal requirement under the LEA to consult with the community using the Special Consultative Procedure on Councils representation arrangements at least once every six years.

5.3 ASSESSMENT OF SIGNIFICANCE AND ENGAGEMENT POLICY AND OF EXTERNAL STAKEHOLDERS

Highest levels of engagement	Inform <input type="checkbox"/>	Consult <input checked="" type="checkbox"/>	Involve <input type="checkbox"/>	Collaborate <input type="checkbox"/>	Empower <input type="checkbox"/>
Tick the appropriate box/boxes and specify what it involves by providing a brief explanation of the tools which will be used to engage (refer to the project engagement plan if applicable).	<ul style="list-style-type: none"> • The Representation Review triggers the Significance and Engagement Policy through the community interest threshold. The Final Proposal is at the consultation level of the engagement spectrum. This round of consultation fits into the consultation level of the spectrum as is normal of the Special Consultative Procedure. • As required by the LEA and the LGA, Council will publicly notify the Final Proposal. This will be done by placing public notices in local newspapers and on the Council website. • Posts will also be made to Council's social media platforms to notify the Final Proposal. • Community Boards and Committees, iwi, and other stakeholders will be contacted directly. • All material will be available on the consultation page of the Council website. 				

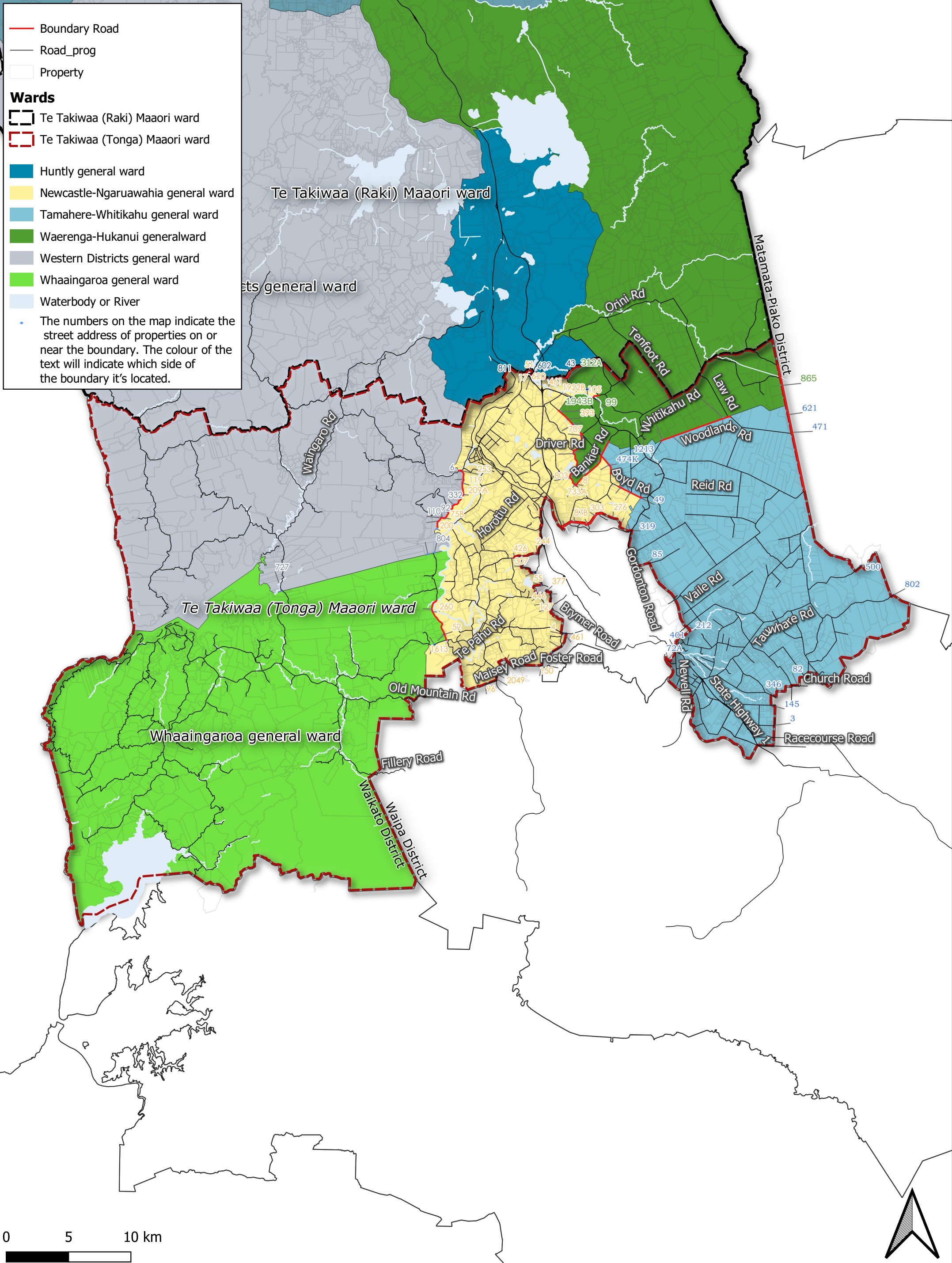
Planned	In Progress	Complete	
	x		Internal
	x		Community boards/Community committees
	x		Submitters to the Initial Proposal
	x		Waikato-Tainui/Local iwi (zoom session to discuss names for north/south split of Te Takiwaa Maaori ward)

6. CONCLUSION

Having considered all submissions received on the Waikato District Council 2021 Representation Review Initial Proposal, Council must now confirm and publicly notify the Waikato District Council 2021 Representation Review Final Proposal on or before 1 October 2021, for an appeals/objections period that lasts for no less than one month. The appeals/objections period will close on 3 November 2021, with any relevant material being sent to the Local Government Commission as early as practicable thereafter.

7. ATTACHMENTS

- 1 Map of Te Takiwaa (Te Raki) Maaori ward and boundaries
- 2 Map of Te Takiwaa (Te Tonga) Maaori ward and boundaries
- 3 Map of Awaroa-Maramarua general ward and boundaries
- 4 Map of Huntly general ward and boundaries
- 5 Map of Newcastle-Ngaruawahia general ward and boundaries
- 6 Map of Tamahere-Whitikahu general ward and boundaries
- 7 Map of Tuakau-Pokeno general ward and boundaries
- 8 Map of Waerenga-Hukanui general ward and boundaries
- 9 Map of Western Districts general ward and boundaries
- 10 Map of Whaiaingaroa general ward
- 11 Map of Huntly community board and boundaries
- 12 Map of Ngaruawahia community board and boundaries
- 13 A&B Map of Raglan community board, subdivisions and boundaries
- 14 A&B Map of Rural and Port Waikato community board, subdivisions and boundaries
- 15 Map of Taupiri community board and boundaries
- 16 Map of Tuakau community board and boundaries
- 17 Map of Waikato District with all ward and community board boundaries



— Boundary Road

— Road_prog

□ Property

Wards

□ Te Takiwaa (Raki) Maaori ward

■ Awaroa-Maramarua general ward

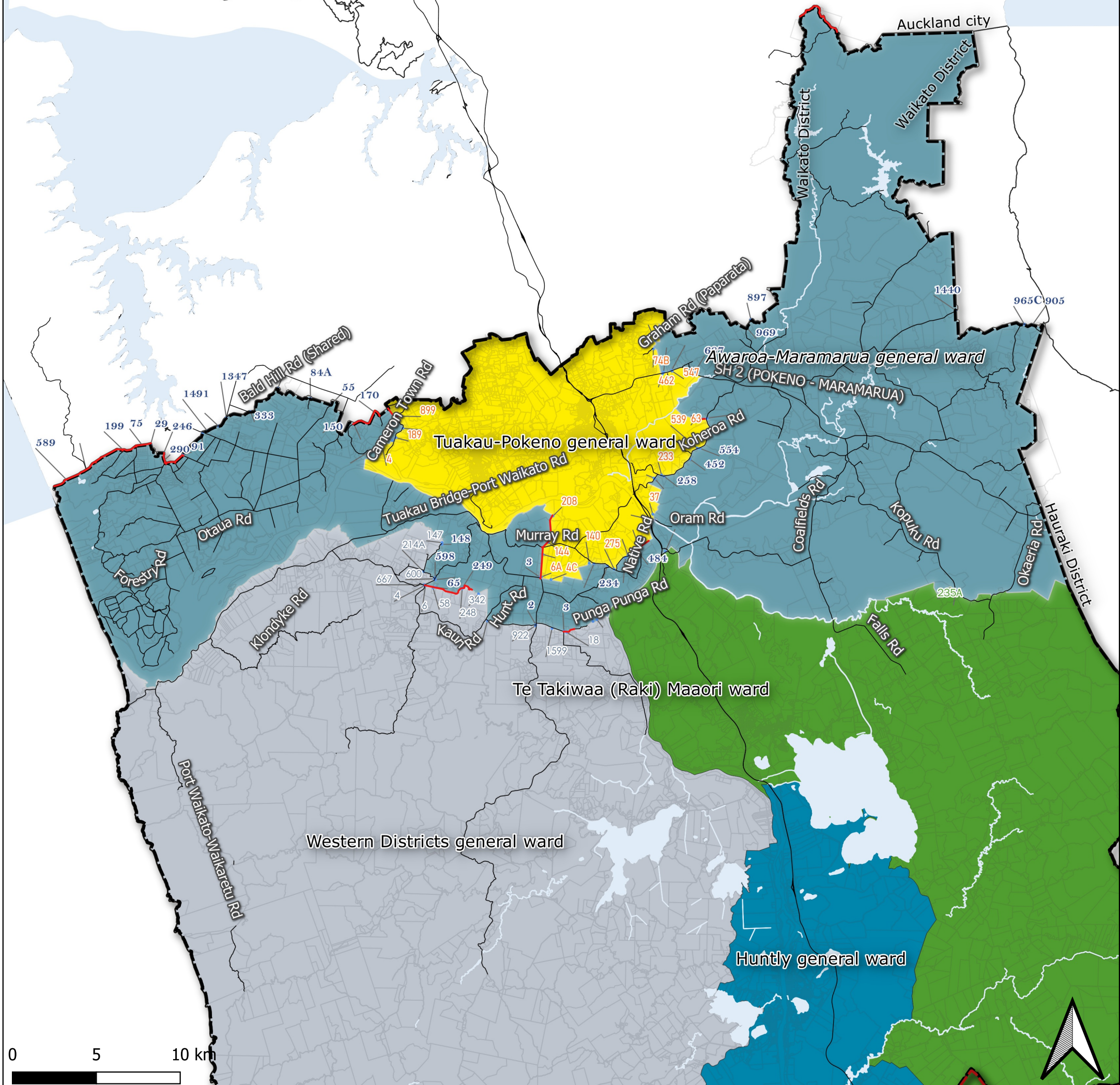
■ Tuakau-Pokeno general ward

■ Waerenga-Hukanui general ward

■ Western Districts general ward

■ Waterbody or River

- The numbers on the map indicate the street address of properties on or near the boundary. The colour of the text will indicate which side of the boundary it's located.



Boundary Road

Road_prog

Property

Wards

Te Takiwaa (Raki) Maaori ward

Te Takiwaa (Tonga) Maaori ward

Huntly general ward

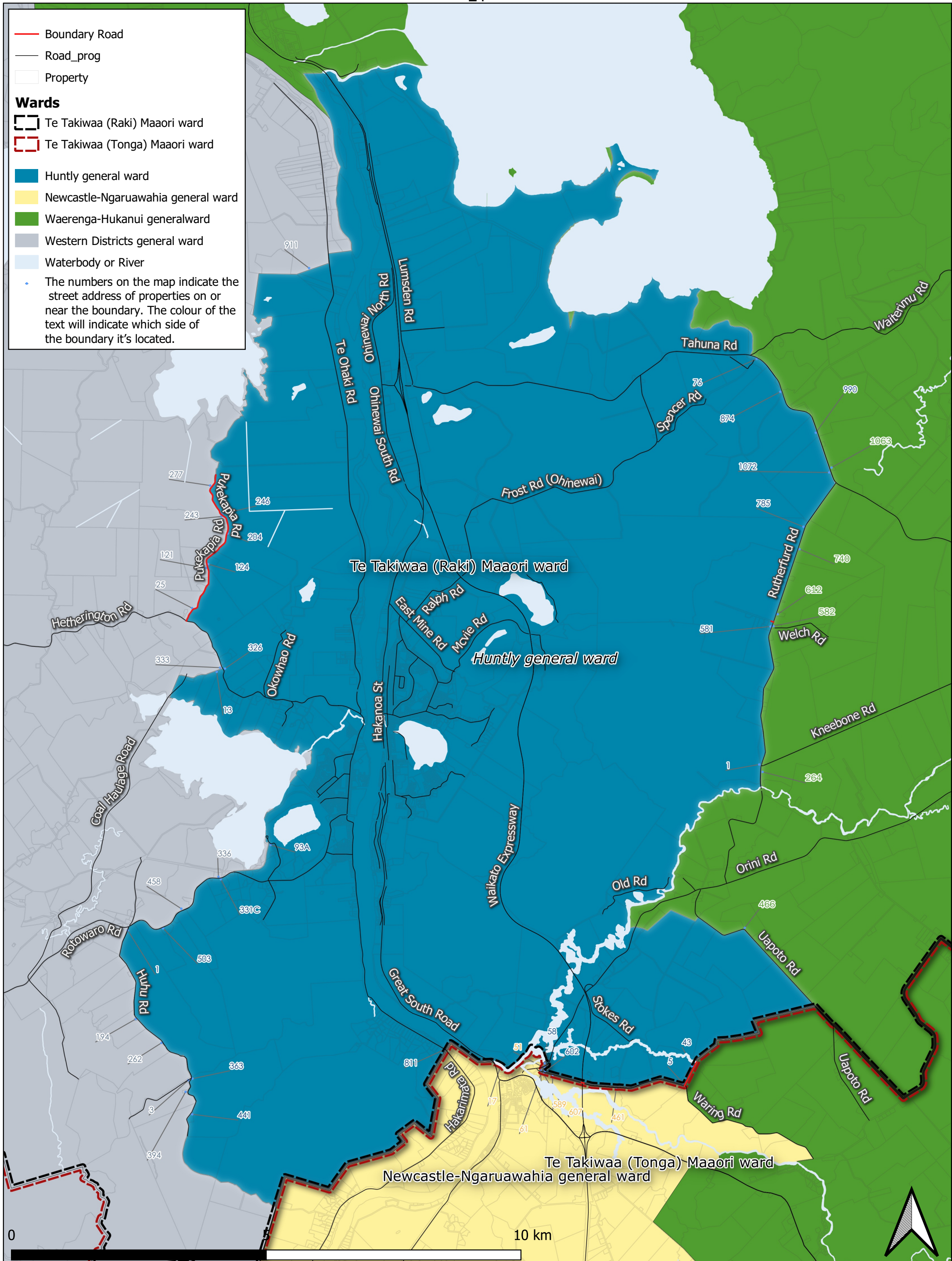
Newcastle-Ngaruawahia general ward

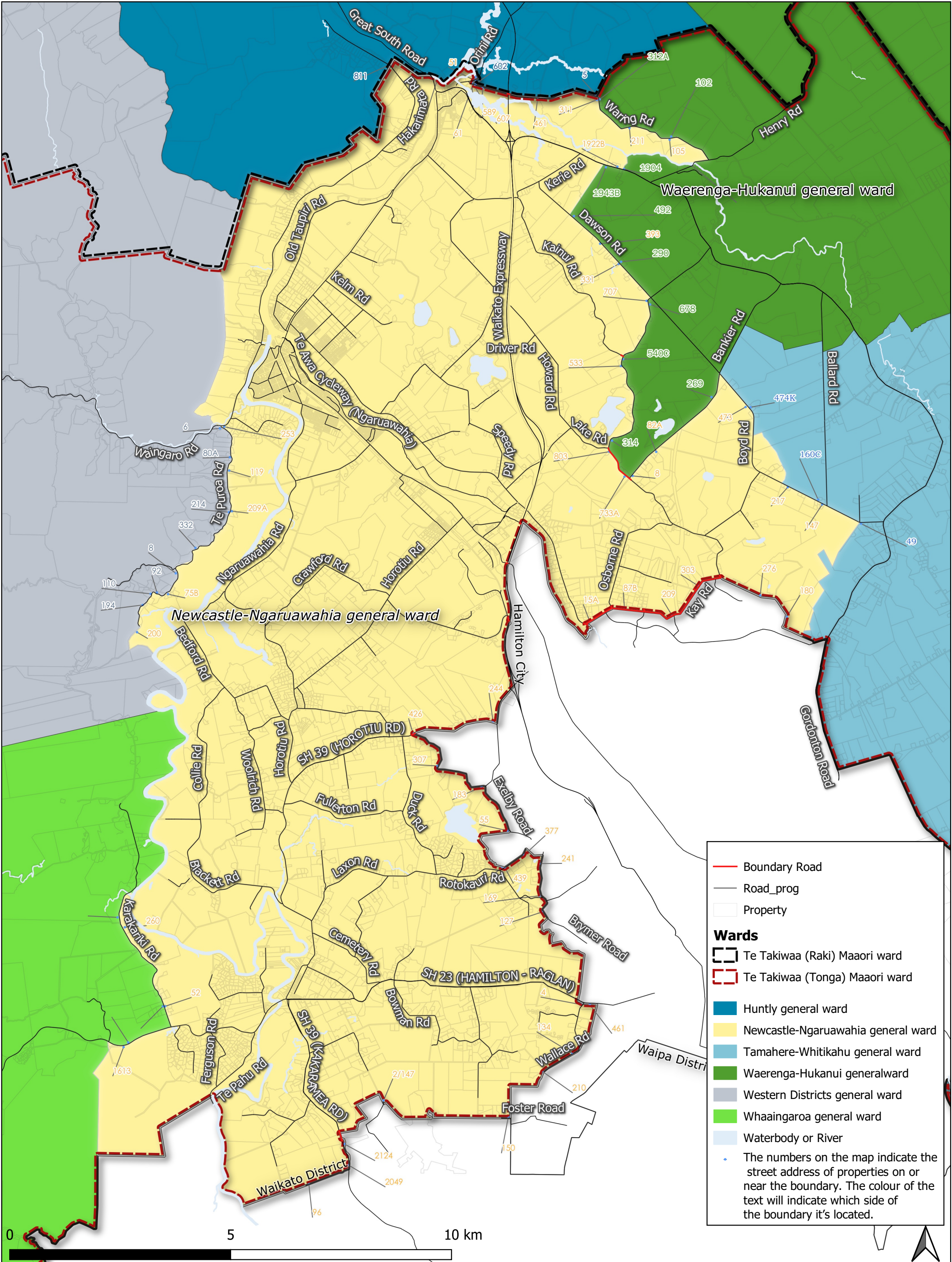
Waerenga-Hukanui general ward

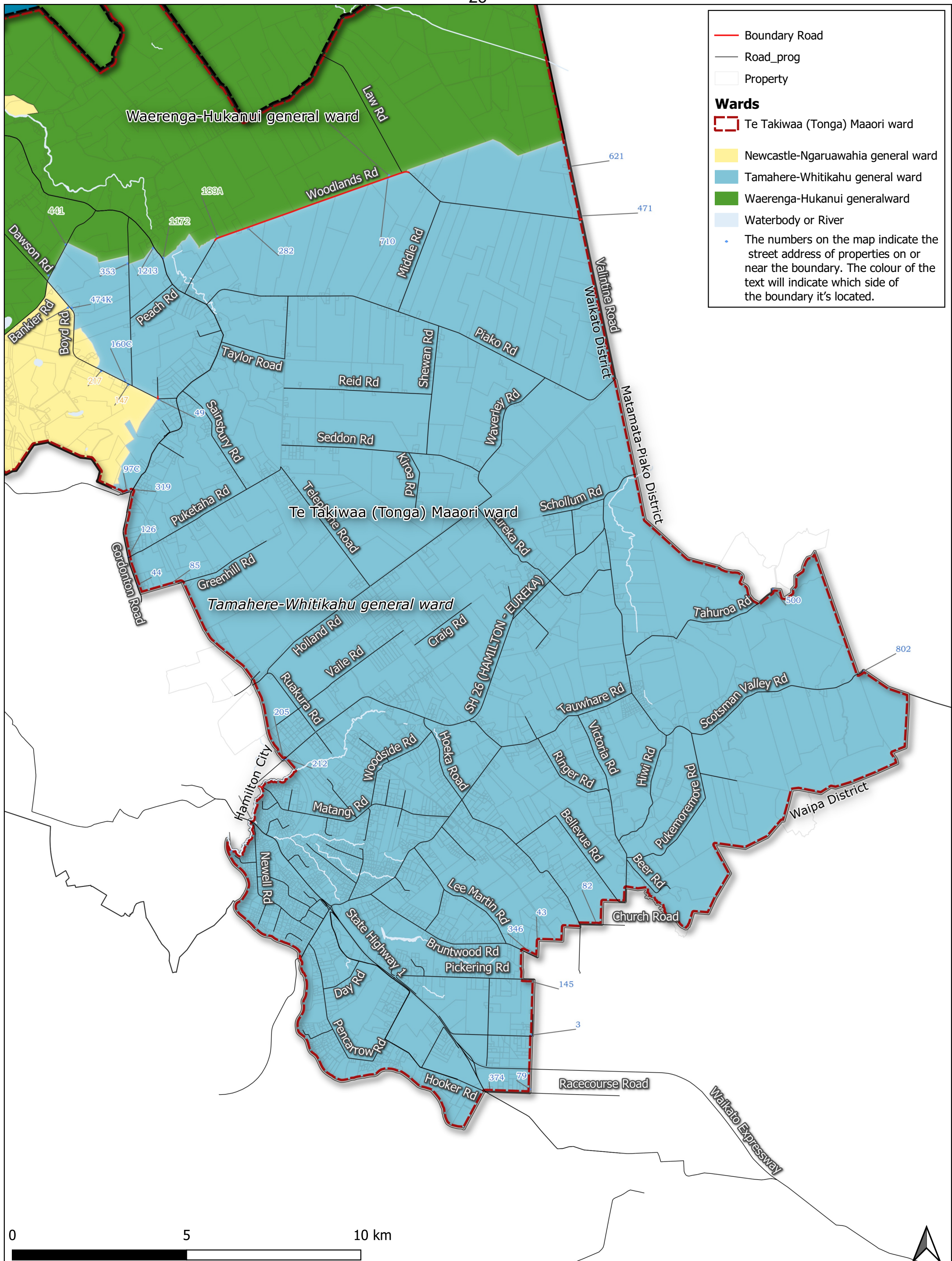
Western Districts general ward

Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary. The colour of the text will indicate which side of the boundary it's located.







Boundary Road

Road_prog

Property

Wards

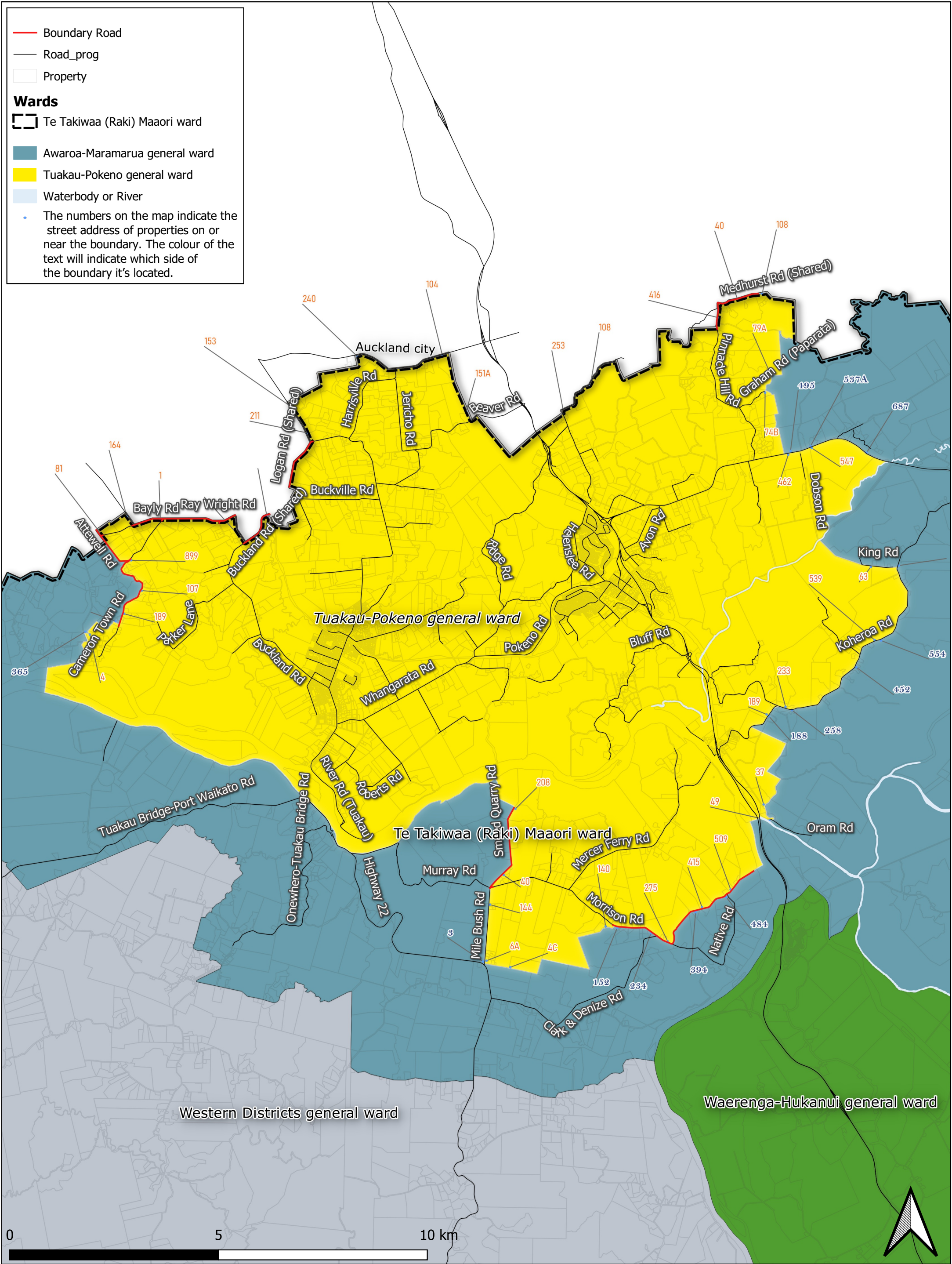
Te Takiwaa (Raki) Maaori ward

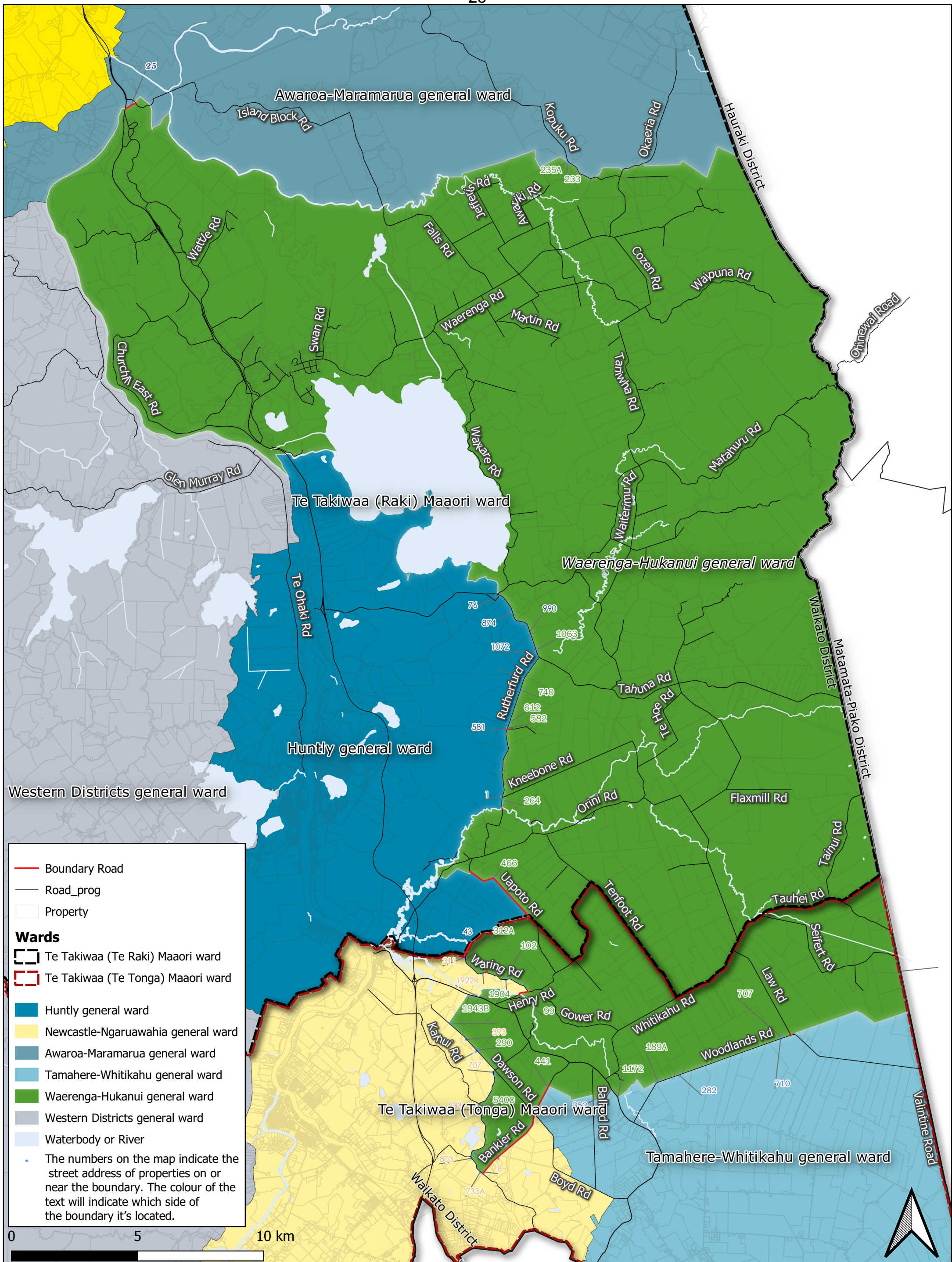
Awaroa-Maramarua general ward

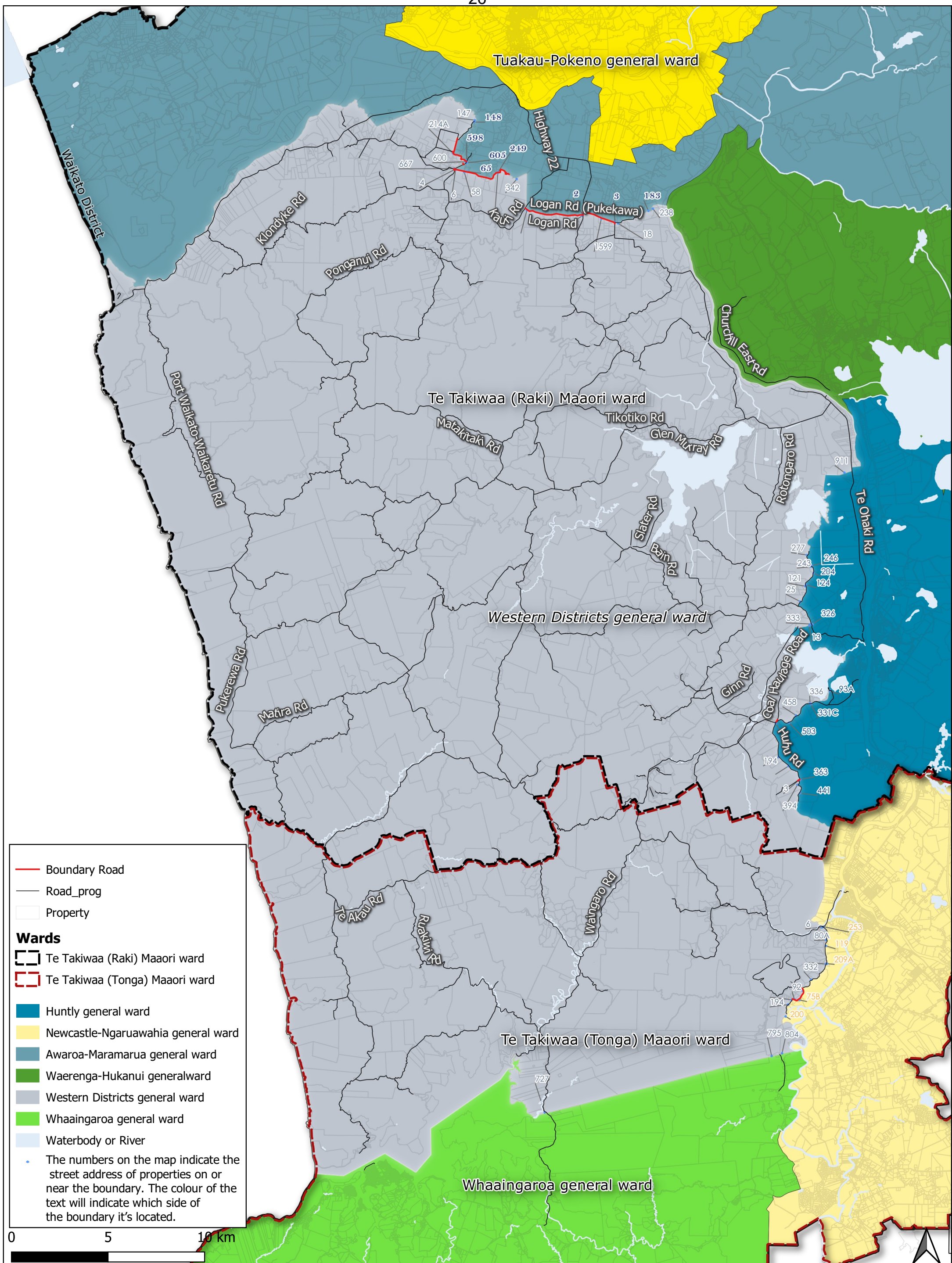
Tuakau-Pokeno general ward

Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary. The colour of the text will indicate which side of the boundary it's located.







Boundary Road

Road_prog

Property

Wards

Te Takiwaa (Tonga) Maaori ward

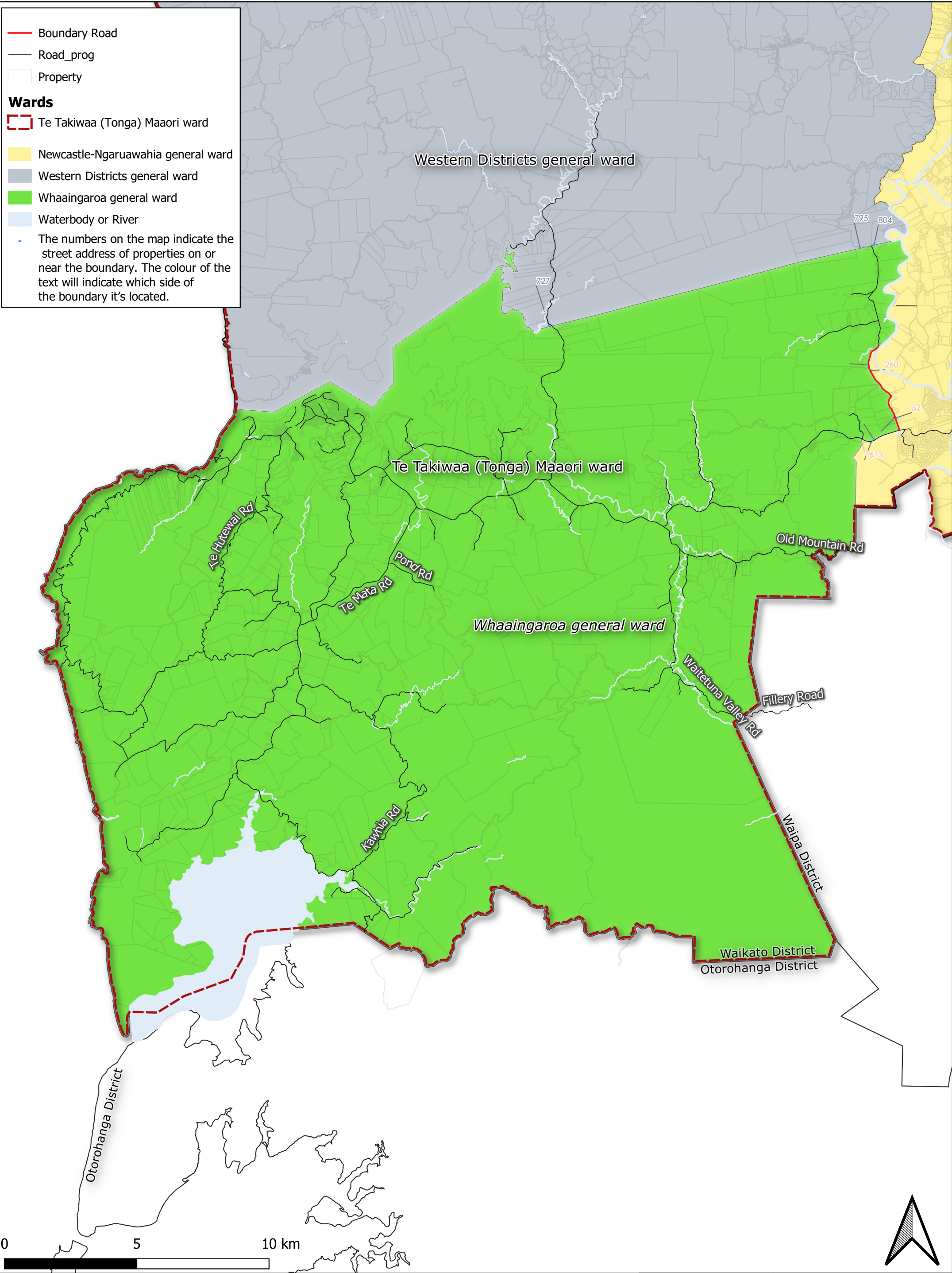
Newcastle-Ngaruawahia general ward

Western Districts general ward

Whaaingaroa general ward

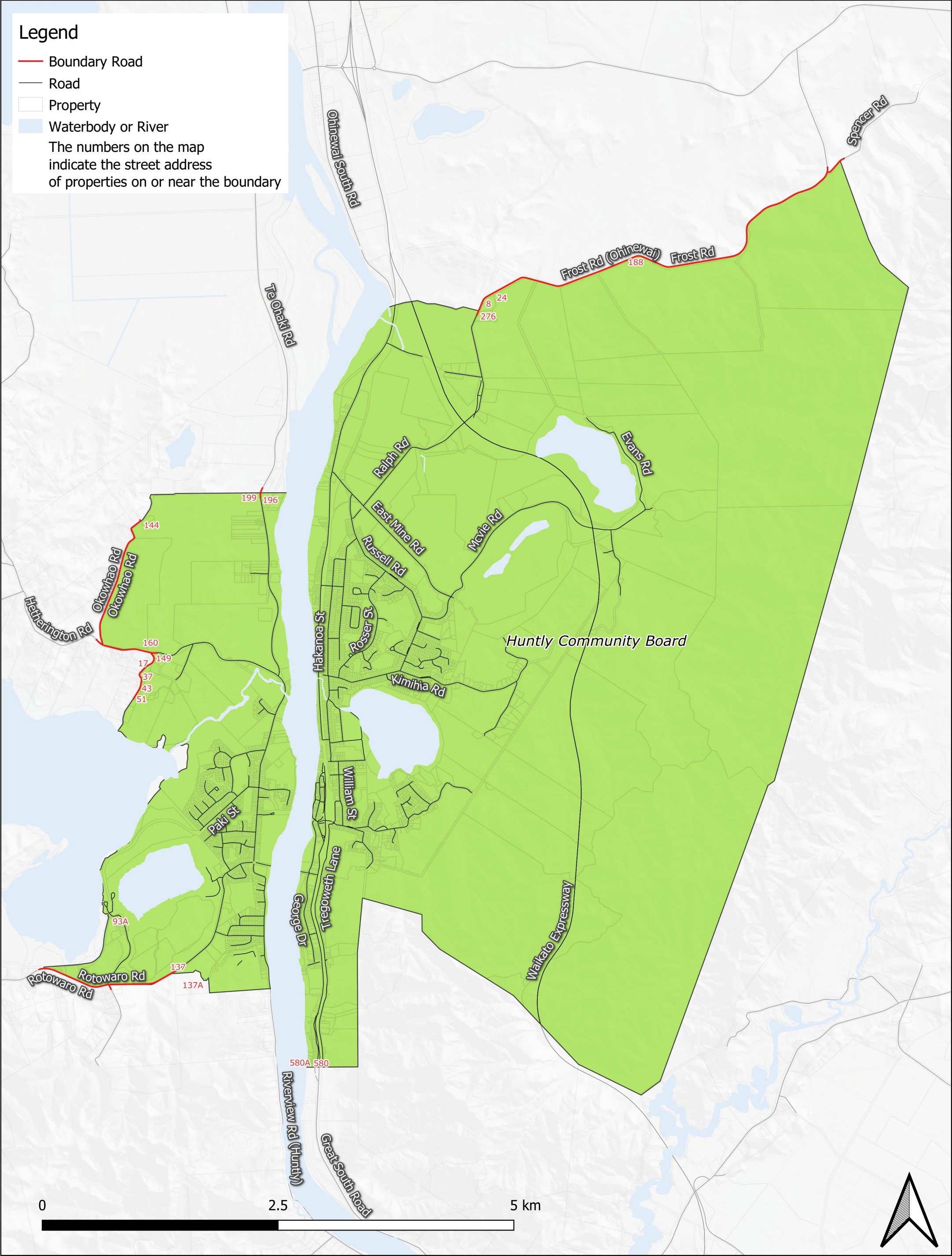
Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary. The colour of the text will indicate which side of the boundary it's located.



Legend

- Boundary Road
 - Road
 - Property
 - Waterbody or River
- The numbers on the map indicate the street address of properties on or near the boundary



Legend

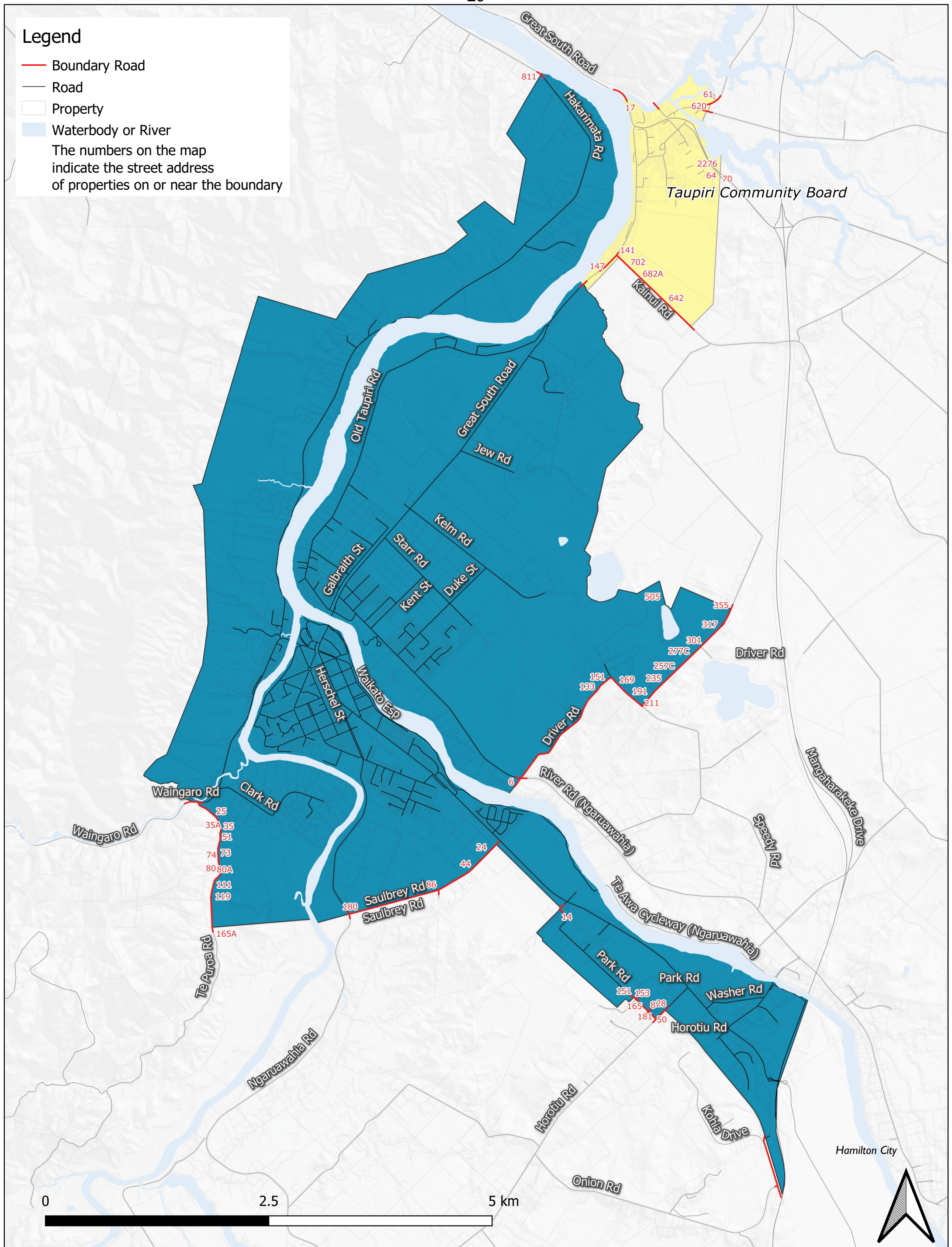
— Boundary Road

— Road

□ Property

■ Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary



Legend

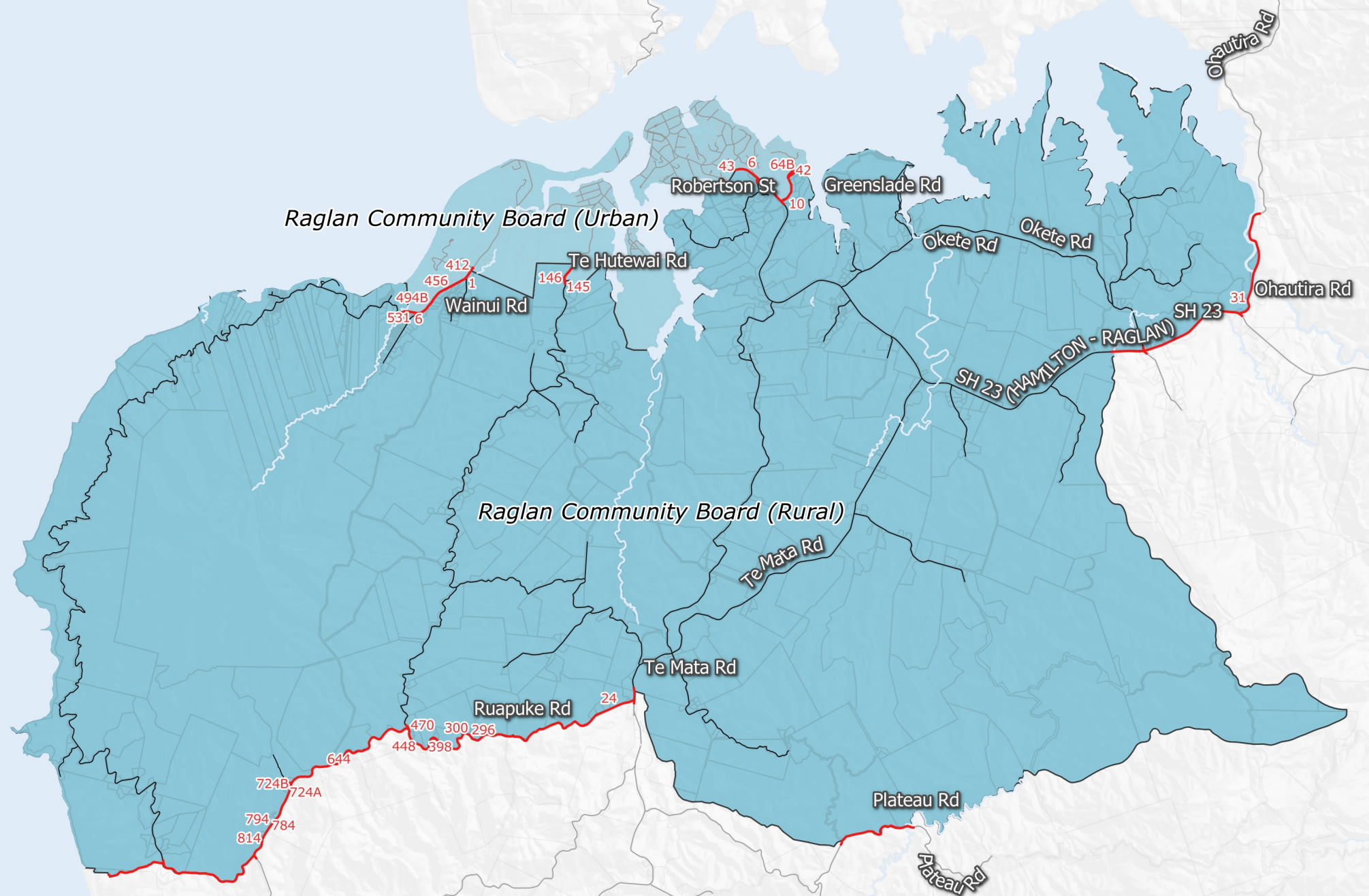
— Boundary Road

— Road

□ Property

■ Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary



0 2.5 5 km

Otorohanga District

Legend

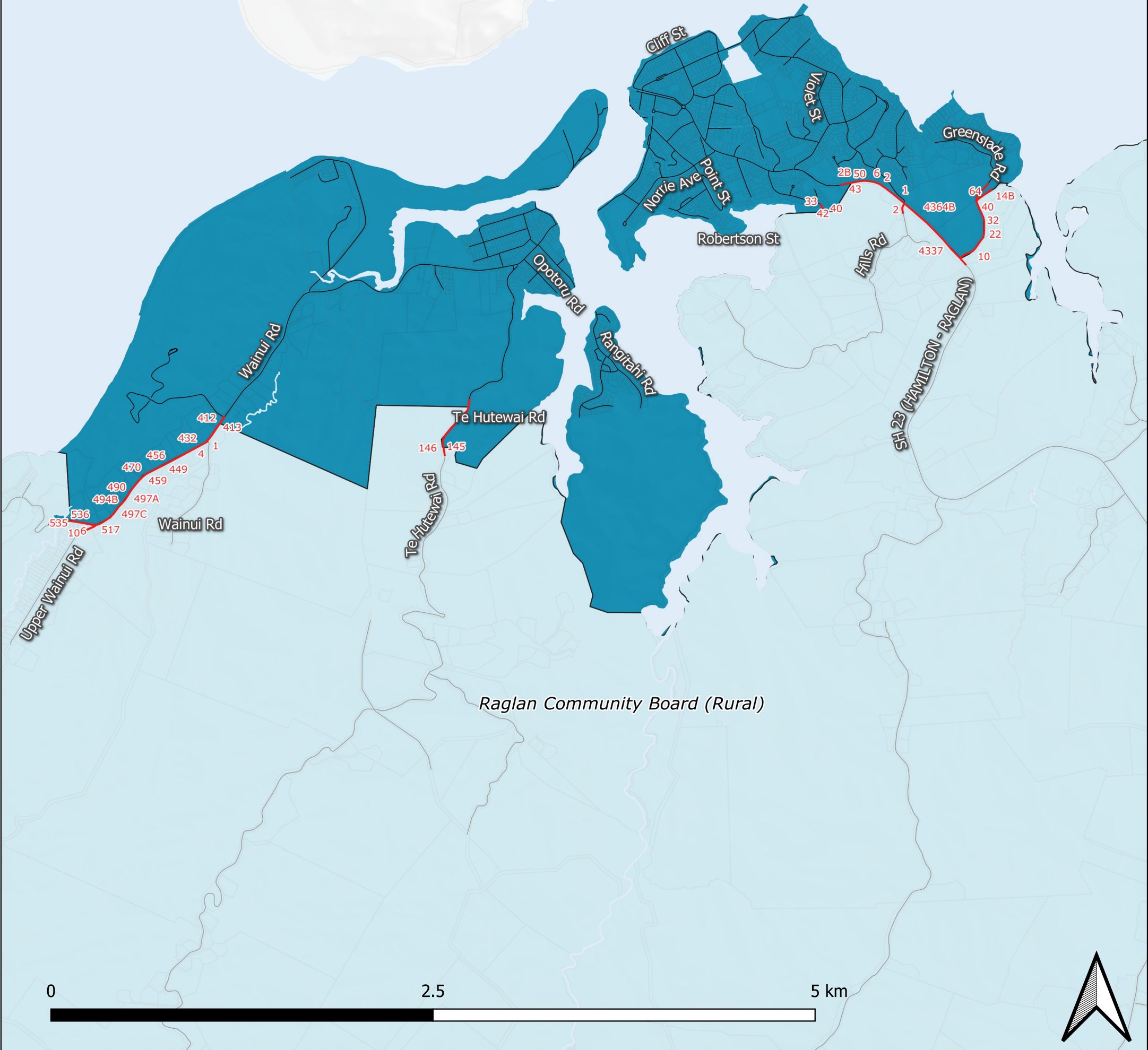
Boundary Road

Road

Property

Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary



Legend

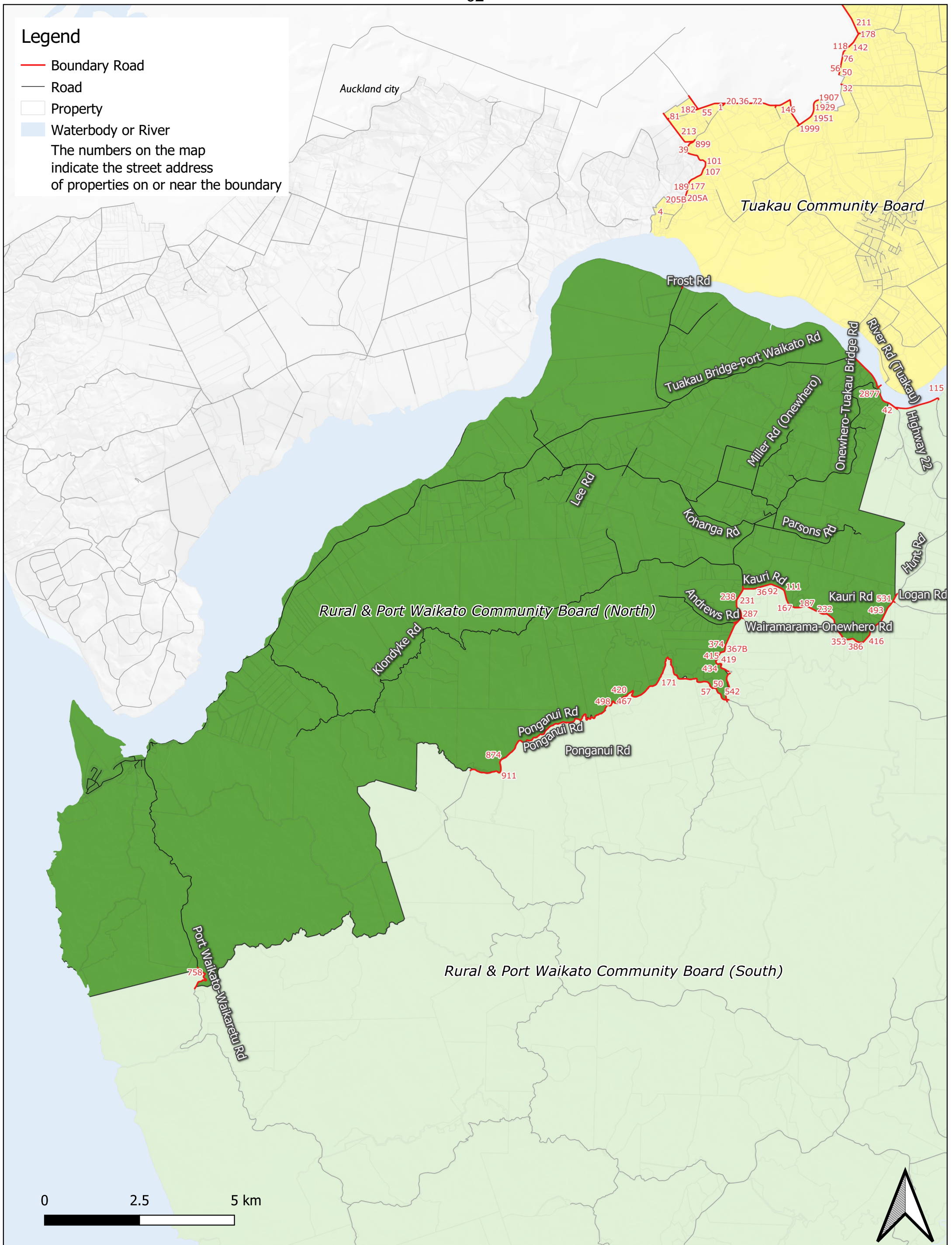
— Boundary Road

— Road

□ Property

■ Waterbody or River

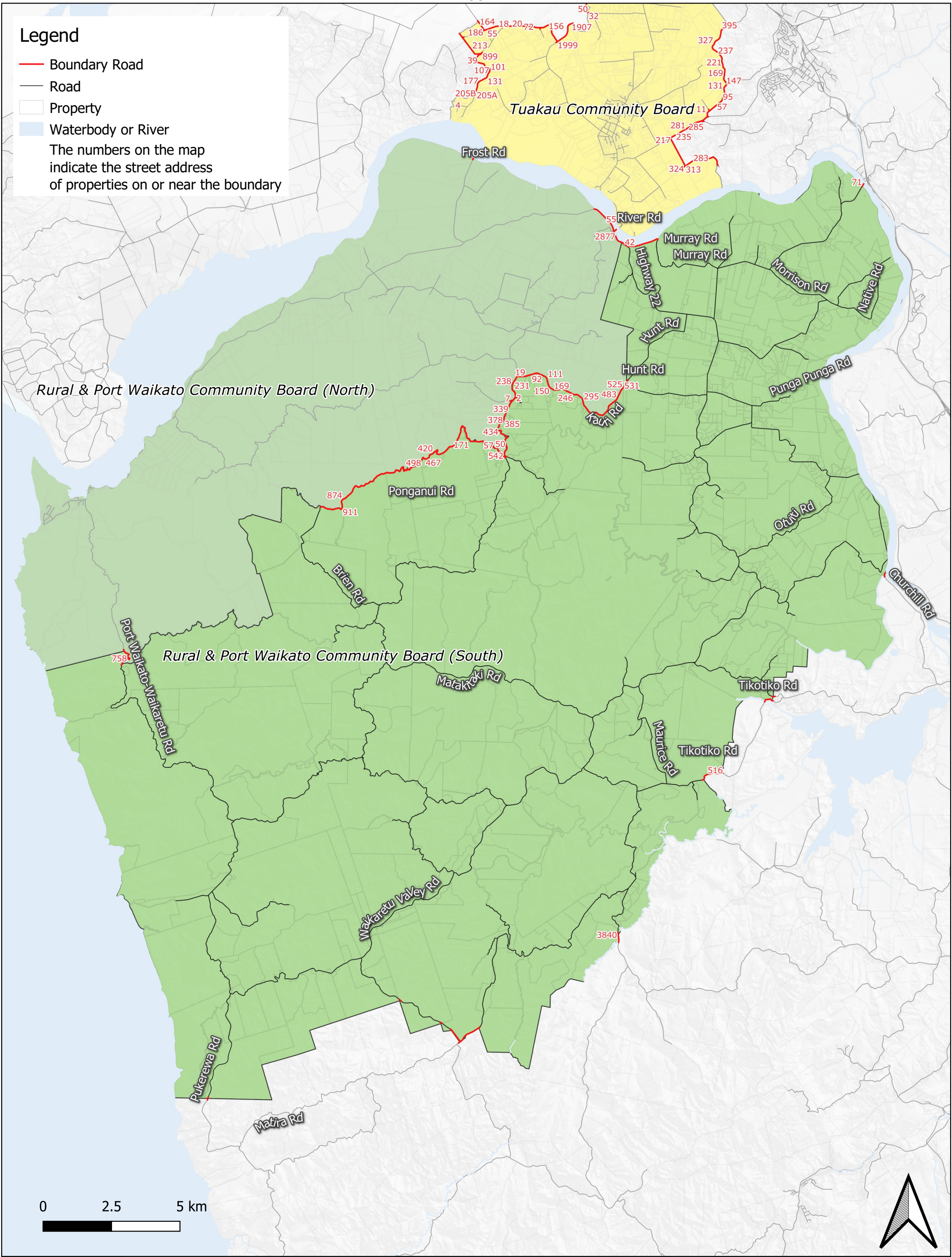
The numbers on the map indicate the street address of properties on or near the boundary



Legend

- Boundary Road
- Road
- Property
- Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary



Legend

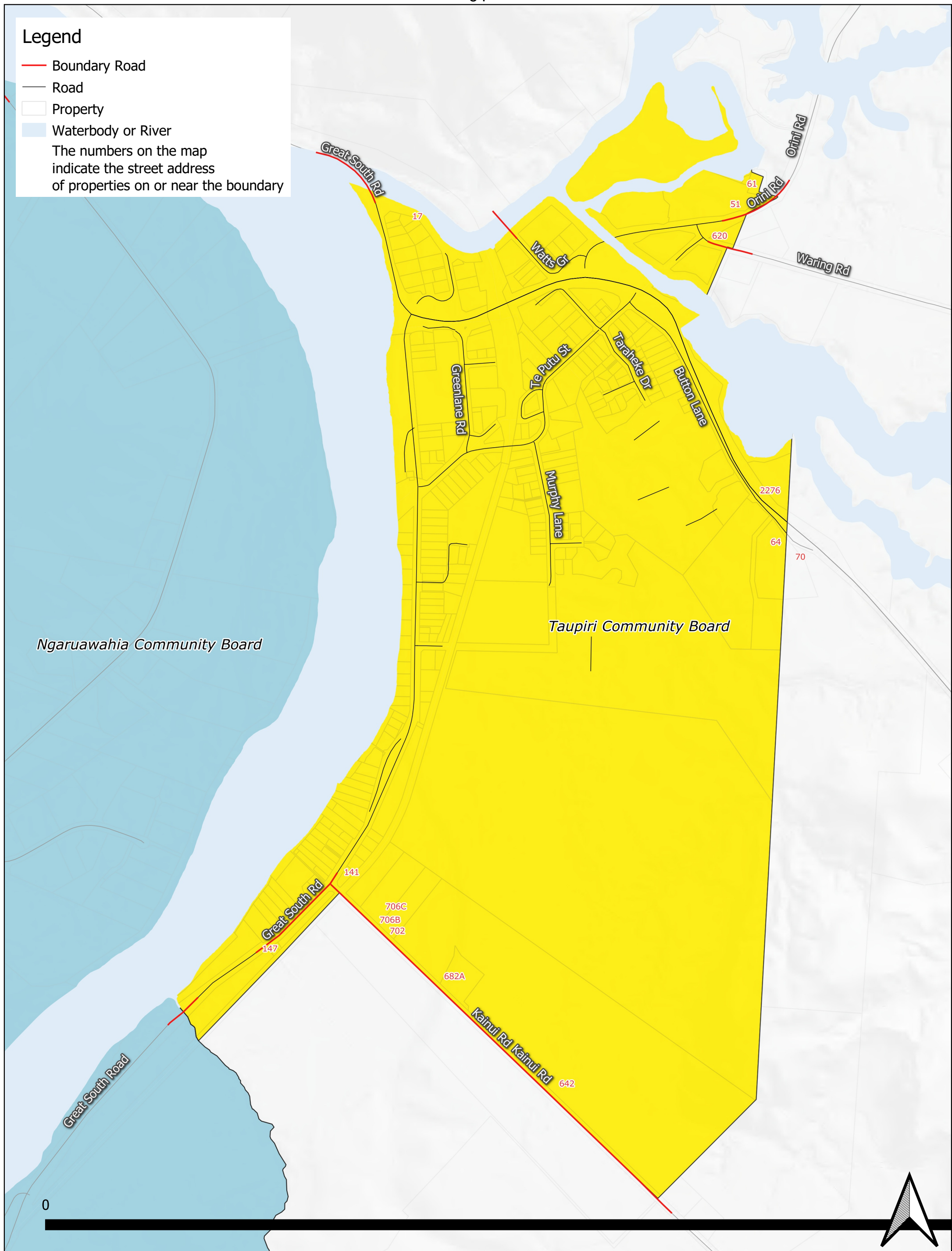
— Boundary Road

— Road

□ Property

■ Waterbody or River

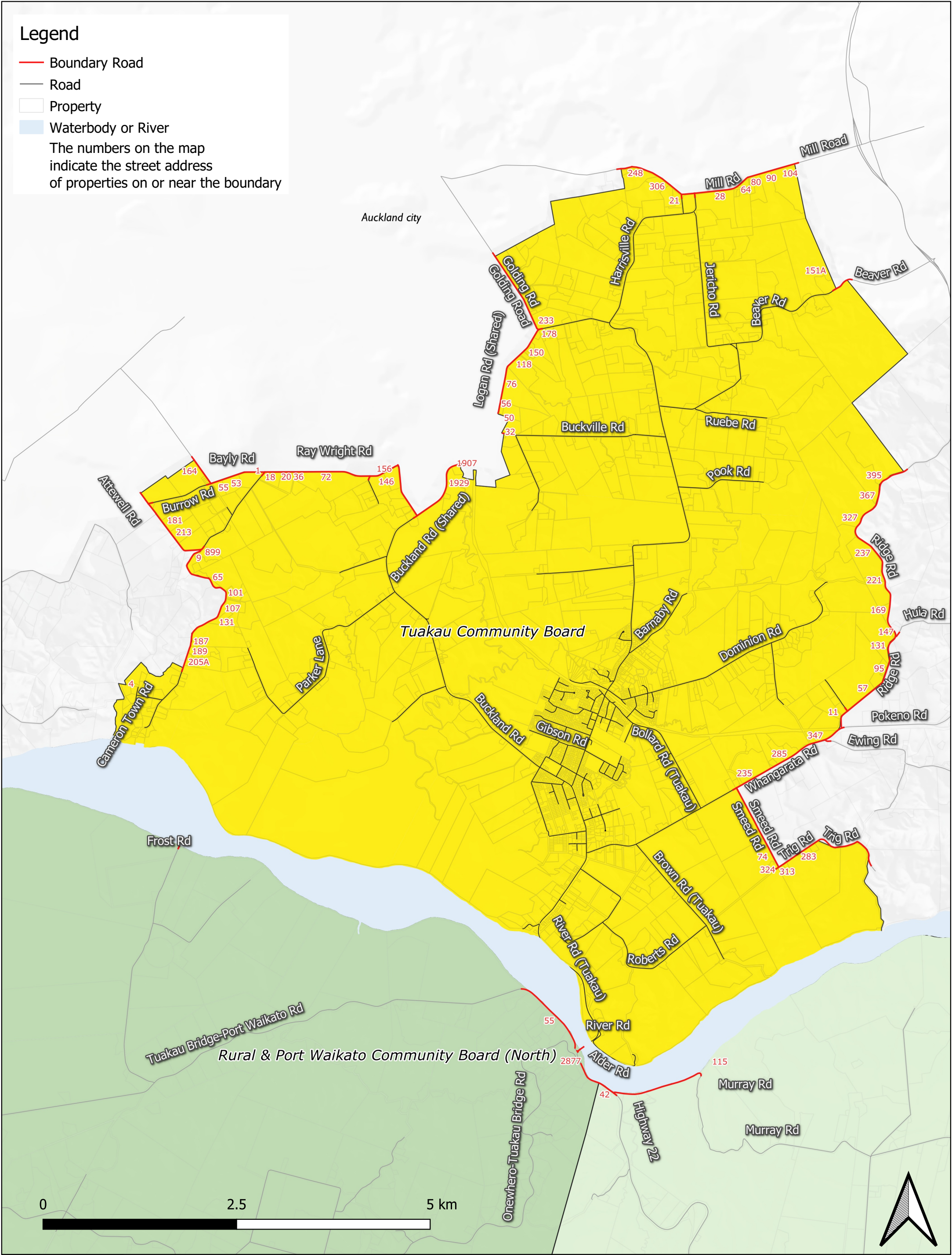
The numbers on the map indicate the street address of properties on or near the boundary

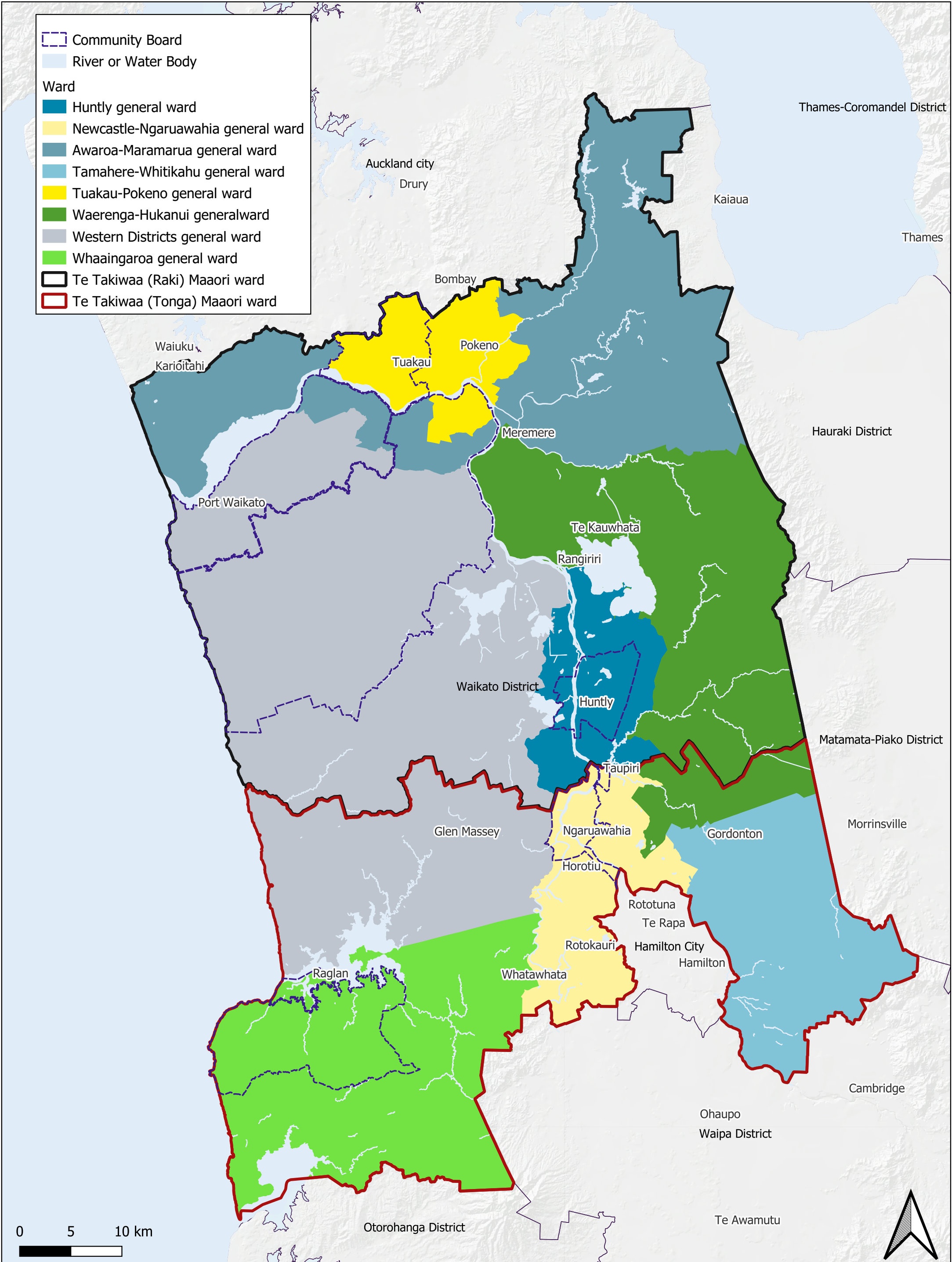


Legend

- Boundary Road
- Road
- Property
- Waterbody or River

The numbers on the map indicate the street address of properties on or near the boundary





Open Meeting

To	Waikato District Council
From	Gavin Ion Chief Executive
Date	23 September 2021
Prepared by	Lynette Wainwright Democracy Advisor
Chief Executive Approved	Y
Reference #	GOV1318
Report Title	Exclusion of the Public

I. RECOMMENDATION

THAT the public be excluded from the following parts of the proceedings of this meeting.

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 the passing of this resolution
PEX 1.1 Waters Capital Budget Transfers	Good reason to withhold exists under Section 6 or Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
PEX 1.2 Water Reform Model Report		

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 relevant part of the proceedings of the meeting in public, as follows:

Item No.	Section	Interest
PEX 1.1 Waters Capital Budget Transfer	7(2)(b)(ii)	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.
	7(2)(j)	To prevent the disclosure or use of official information for improper gain or improper advantage.
PEX 1.2 Water Reform Model Report	7(2)(h)	To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.