

Agenda for a meeting of the Waikato District Council to be held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY, 13 MARCH 2023** commencing at **9.30am**.

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

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5. COMMITTEE REPORTS

5.1 Chief Executive Performance Review Committee

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| 6.6 Chief Executive Issues | (Verbal) |

7. EXCLUSION OF THE PUBLIC

There is nothing anticipated to be discussed with the public excluded, however there may be a portion of the Chief Executive's update that needs to remain confidential and a resolution will be passed if necessary.

GJ Ion
CHIEF EXECUTIVE

TERMS OF REFERENCE

COUNCIL

Chairperson:	Her 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 funding requests not allowed for within budgets, in accordance with Significance & Engagement Policy parameters.
11. To approve any additional funding decisions required for the Watercare Services contract.
12. To approve development agreements as recommended by the Development Agreements Subcommittee where infrastructure is not allowed for within the Long Term Plan.
13. To receive six-monthly reports from each Community Board on its activities and projects.

To	Waikato District Council
Report title	Confirmation of Minutes
Date:	7 March 2023
Report Author:	Gaylene Kanawa, Democracy Manager
Authorised by:	Gavin Ion, Chief Executive

1. Purpose of the report

Te Take moo te puurongo

To confirm the minutes for a meeting of the Waikato District Council held on Friday, 24 February 2023.

2. Staff recommendations

Tuutohu-aa-kaimahi

THAT the Waikato District Council confirms:

- a. **the minutes of a meeting held on Friday, 24 February 2023 as a true and correct record.**

3. Attachments

Ngaa taapirihanga

Attachment 1 – CCL Minutes – 24 February 2023 (under separate cover)

To	Waikato District Council
Report title	Chief Executive's Performance Review Committee Policies – 21 February 2023
Date:	Wednesday, 8 March 2023
Report Author:	Rosa Leahy, Democracy Advisor
Authorised by:	Gaylene Kanawa, Democracy Manager

1. Executive summary

Whakaraapopototanga matua

The purpose of this report is to provide Council with Chief Executive Performance Review (CEPR) Policy Guidelines and the Chief Executive's Remuneration Policy which were adopted at Chief Executive's Performance Review Committee meeting on 21 February 2023.

Councillors attended a briefing on Monday, 27 February which outlined the process for the review of these policies that were under the delegation of the CEPR Committee. The policies had not been reviewed for some time and would now be put on a regular cycle with the next review to occur in February 2025.

2. Staff recommendations

Tuutohu-aa-kaimahi

That the Waikato District Council receives the Chief Executive's Performance Review Committee Policies adopted on 21 February 2023 and notes the policies will be reviewed in February 2025.

3. Attachments

Ngaa taapirihanga

Attachment 1 – Waikato District Council Chief Executive Performance Review Policy

Attachment 2 – Waikato District Council Chief Executive Remuneration Policy

WAIKATO DISTRICT COUNCIL**CHIEF EXECUTIVE (CE) PERFORMANCE REVIEW POLICY GUIDELINES****21 February 2023****A. PERFORMANCE REVIEW PURPOSE AND OBJECTIVES**

The objectives of the performance review of the CE are:

1. To provide the CE with formal feedback on their performance for the 12 month review period.
2. To provide guidance and support for the CE'S professional and personal development.
3. To enable structured review of the CE'S remuneration, in accordance with the CE's Remuneration Policy.

B. GUIDELINES

1. The CE's performance review process is to be facilitated by an independent HR Consultant appointed by the Council, in consultation with the CE, and in accordance with the CE's Performance Review(CEPR) Committee's Terms of Reference.
2. The timetable will be as follows:
 - o June each year – agree on performance expectations/KPIs for the next financial year;
 - o September each year – Review performance against the agreed KPIs for the previous year;
 - o February each year – undertake an Interim progress review against the agreed KPIs.
3. The CE will prepare in August, a summary report of their achievements for the previous 12 months, relative to the agreed KPIs outlined in their performance agreement. The CE will also complete the 12 month review column of the performance agreement.
4. Both documents are then to be sent to the Chair, Deputy Chair and HR Consultant for their review at least one week before the scheduled performance review workshop meeting.
5. A meeting will then be held by the CEPR Committee to obtain their views on the CE's performance agreement review report. The CEPR Committee will formulate relevant questions for the CE on their report, primarily for clarification purposes.
6. The CE will then be invited into the meeting to talk to their report, and to answer any questions from the CEPR Committee on their performance. The meeting will be facilitated by the HR Consultant.

7. Following this meeting with the CE, the CEPR Committee will finalise their assessment of the CE's performance and establish an overall rating of performance expectations met.
8. The CEPR Committee will then apply the CE's Remuneration Policy to establish if any adjustments are to be made to the level remuneration that the CE receives.
9. The CEPR Committee will prepare a report for Council outlining their overall assessment of the CE's performance for the review period.
10. The outcome of the CE's performance and remuneration review process will be confirmed in writing for the CE.
11. This policy is to be reviewed in February 2026.

DRAFT

WAIKATO DISTRICT COUNCIL CHIEF EXECUTIVE'S (CE) REMUNERATION POLICY**21 February 2023**

The Remuneration Policy is:

1. That the position be job evaluated by Strategic Pay remuneration consultants.
2. That Strategic Pay is used to provide remuneration benchmarking information.
3. That the market for remuneration benchmarking be the Local Government and Public Sectors.
4. That the remuneration policy line be the Market Median Base Salary.
5. That the CE be positioned on the remuneration policy line to reflect their competency and experience (i.e., at a CE Performance Review (CEPR) Committee agreed percentage of the Base Salary Market Median), and to maintain their current base salary relativity to the market median.
6. That Strategic Pay provide an annual remuneration market report for the job sized position, based on their March Remuneration Survey, this being the closest remuneration data for the 1 July review date.
7. That the CE's annual Base Salary is adjusted by the percentage of market movement for the position reported by Strategic Pay annually based on the overall performance review ratings as determined by the CEPR Committee, effective from 1 July, in accordance with its Terms of Reference, as follows:

OVERALL PERFORMANCE ACHIEVEMENT RATING	% OF ANNUAL MARKET MOVEMENT FOR THE POSITION
90 – 100% Performance Expectations Met	100
70 – 90% Performance Expectations Met	75
< 70% Performance Expectations Met	0

8. If, in the opinion of CEPR Committee, with independent HR advice if necessary, the CE's performance is of a certain standard, or there is a strategic reason, it has the ability to increase the remuneration movement under special circumstances by resolution. The reason(s) for any movement is/are to be fully documented.
9. It is the intention of this policy is to ensure that the CE's remuneration is maintained at market relativity.
10. This policy is to be reviewed in February 2026.

To	Waikato District Council
Report title	Infrastructure Committee Recommendations – 1 March 2023
Date:	Thursday, 2 March 2023
Report Author:	Rosa Leahy, Democracy Advisor
Authorised by:	Gaylene Kanawa, Democracy Manager

1. Executive summary

Whakaraapopototanga matua

The purpose of this report is to seek the Council's approval of the recommendations from the Infrastructure Committee meeting held on Wednesday, 1 March 2023.

The Infrastructure Committee agenda and attachments from the meeting on Wednesday, 1 March 2023 can be found on the Council website via the following link:

<https://www.waikatodistrict.govt.nz/your-council/council-committees-boards/council-committees/infrastructure-committee>

2. Staff recommendations

Tuutohu-aa-kaimahi

Budget Adjustment for the Huntly Aquatic Centre Boiler Project (INF2303/03)

That the Waikato District Council:

- a. that in order to enable Council to proceed with the Huntly Aquatic Centre Boiler Project in 2022/2023 and receive the EECA funding that:**
 - i. the 2023/2024 budget allowance of \$100,394 (1AC10010-0222) be brought forward to this financial year 2022/2023;**
 - ii. the 2023/2024 budget allowance of \$88,092 (1AC10095-0124) be brought forward to this financial year 2022/2023; and**
 - iii. the 2024/2025 budget allowance of \$18,574 (1AC10010-0325) be brought forward to this financial year 2022/2023.**
-

Proposed Stopping of former McDonald Road, Pokeno (INF2303/04)

That the Waikato District Council approves:

- a. part of the closed Hitchen and McDonald Road, Pokeno, as shown marked Section 1, 2 to 3 on Attachment One be legally stopped in accordance with the Public Works Act 1981;
- b. part of Section 1 on Attachment One (northern portion) resulting from the road stopping to be vested as stormwater catchment;
- c. part of Section 1 on Attachment One (southern portion) resulting from the road stopping action be sold to the adjacent landholdings at a price established by market valuation and to be within the Council Property Policy, for amalgamation with LOT 1000 DP 501835;
- d. section 2 on Attachment One resulting from the road stopping action be transferred for amalgamation with Allots 284-289 Mangatangi PSH at no cost to compensate the loss of frontage of the property;
- e. section 3 on Attachment One resulting from the road stopping action to be transferred to Kiwirail as railway land;
- f. the proceeds of sale of part of Section 1 on Attachment One be used to fund the road stopping process and the relevant costs of this road stopping process to be funded by Strategic Property budget 1PP-12003-E-0-1212-0000; and
- g. the Chief Executive be delegated authority to execute all relevant documentation to give effect to this resolution.

Huntly – Land Acquisition Agreement (INF2303/12)

PEX Agenda Item with resolutions released into open.

That the Waikato District Council:

- b. accepts the new offer from the landowner of 13 Tregoweth Lane to allow Council to:
 - i. cancel the Agreement Dated 21 December 2020 between the parties;
 - ii. acquire the land required for road being approximately 166m² being part Part Lot 7 DP 305 held in Record of Title SA53/168; and
 - iii. to compensate the landowner of 13 Tregoweth Lane (being Lot 7 DP 305 held in RT SA53/168) by selling 9 and 11 Tregoweth Lane (Lot 6 DP 350 held in RT SA44D/959 and Lot 7 DP 350 held in RT SA53/168 respectively) at a price of \$65,000 plus GST (if any) in recognition of the costs of fulfilling the remaining obligations of the signed exchange agreement.
 - c. that the proposal to sell 9 and 11 Tregoweth Lane for less than market Value be noted as an exception on the basis that the new agreement provides a lesser financial cost to Council than the original exchange agreement; and
-

- d. delegates to the Chief Executive the authority to negotiate and conclude agreements on terms to protect Council's interests and execute all relevant documentation to give effect to this resolution.

3. Attachments Ngaa taapirihanga

There are no attachments.

To	Waikato District Council
Report title	Policy & Regulatory Committee Recommendations – 7 March 2023
Date:	Wednesday, 8 March 2023
Report Author:	Rosa Leahy, Democracy Advisor
Authorised by:	Gaylene Kanawa, Democracy Manager

1. Executive summary

Whakaraapopototanga matua

The purpose of this report is to seek the Council's approval of the recommendations from the Policy & Regulatory meeting held on Tuesday, 7 March 2023.

The Policy & Regulatory Committee agenda and attachments from the meeting on Tuesday, 7 March 2023 can be found on the Council website via the following link:

<https://www.waikatodistrict.govt.nz/your-council/council-committees-boards/council-committees/policy-and-regulatory-committee>

2. Staff recommendations

Tuutohu-aa-kaimahi

Revocation of Policies (P&R2303/03)

THAT the Waikato District Council:

- a. revokes with immediate effect the Funding for Road Closures for Community Events Policy 2009.**

Appointment and Remuneration of Directors Policy (P&R2303/04)

THAT the Waikato District Council:

- a. revokes the Appointing Directors and Trustees to Council Controlled Organisation Policy (2014); and**
- b. adopts the Appointment and Remunerations of Directors Policy.**

Amendments to the Speed Limits Bylaw 2011 Schedules (P&R2303/05)

THAT the Waikato District Council:

- a. adopts the amendments to the Speed Limits Bylaw 2011 schedules.**
-

3. Attachments Ngaa taapirihanga

There are no attachments.

Report title	Waikato District Council Proposed Road Stopping Irish Road, Mangatawhiri
Date:	13 March 2023
Report Author:	Daniel Lincoln, Property Officer
Authorised by:	Megan May, Deputy General Manager Service Delivery

1. Purpose of the report

Te Take moo te puurongo

To seek approval to amend the Infrastructure Committee road stopping resolution for Irish Road made on 02 February 2022 (Resolution INF2202/04).

2. Executive summary

Whakaraapopototanga matua

In 2021 the landowner of 219 State Highway 2, requested Council stop an unformed section of Irish Road in Mangatawhiri which bisected their property (see attachment 1 for further detail).

This portion of road to be stopped has been historically fenced in and used as part of the adjacent landowner's property.

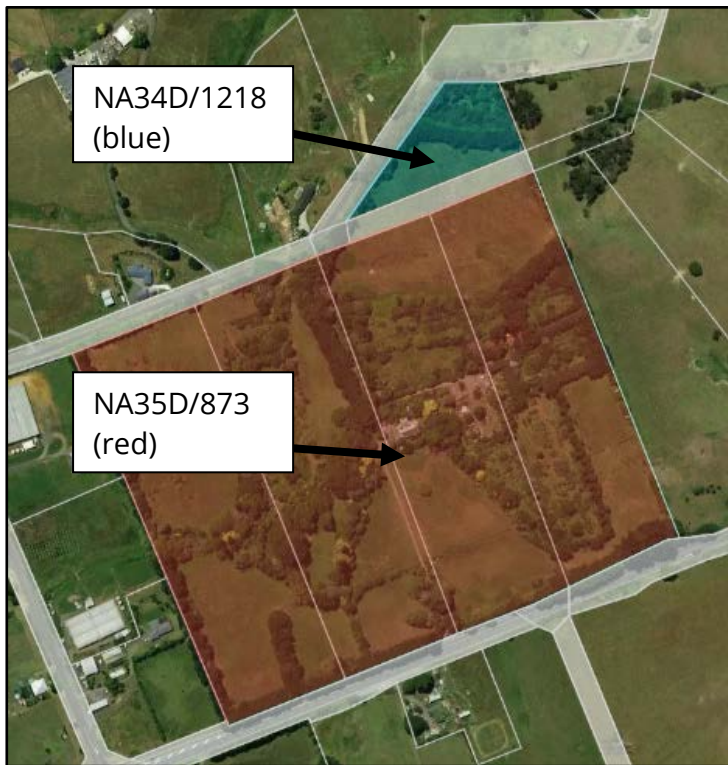
A resolution was made by the Infrastructure Committee on 02 February 2022 to stop this road and amalgamate the land with the landowners adjacent title. Council has been progressing the stopping process and is close to completion.

However, during recent discussions with the landowner it has become apparent that the resolution made an error.

The resolution states that the stopped road should be amalgamated with the adjacent land held in Record of Title NA35D/873, but the landowner throughout the process has requested amalgamation with NA34D/1218.

Council saw no reason why this error was made and has no issue amending this. There is no material change to the process or to Council, but it would be significant for the landowner.

Aerial Map – Landowners Titles



Previous Resolution

Proposed Road Stopping Irish Road, Mangatawhiri
Agenda Item 6.3

The report was received [INF2202/02 refers] and the General Manager Service Delivery spoke to the report. The following items were discussed:

- Had the Walking Access Commission been informed? Yes they had and they were comfortable with the proposal.
- Question raised whether the road was used for rallying? It was not as it was an unformed road on a farm.

Resolved: (Crs Sedgwick/Thomson)

THAT the Infrastructure Committee approves:

- a. the portion of unformed Irish Road, Mangatawhiri, as shown marked Section A on SO51992 – Plan of Road to be Stopped (attached to the staff report) be declared surplus to Council roading requirements, and be legally stopped in accordance with the Public Works Act 1981;
- b. the section of land resulting from the road stopping action be transferred, at a price established by market valuation and to be within the Council Property Policy, for amalgamation with Allotment 11-14 Settlement of Pokeno (RTNA35D/873);
- c. the proceeds of sale be credited to the Property Proceeds Reserve; and
- d. the Chief Executive be delegated authority to execute all relevant documentation to give effect to this resolution.

CARRIED

INF2202/04

3. Staff recommendations Tuutohu-aa-kaimahi

That the Waikato District Council:

- a. rescinds Resolution INF2022/04 dated 2 February 2022, which read as follows:

Resolved: (Crs Sedgwick/Thomson)

THAT the Infrastructure Committee approves:

- a. ***the portion of unformed Irish Road, Mangatawhiri, as shown marked Section A on SO51992 – Plan of Road to be Stopped (attached to the staff report) be declared surplus to Council roading requirements, and be legally stopped in accordance with the Public Works Act 1981;***
- b. ***the section of land resulting from the road stopping action be transferred, at a price established by market valuation and to be within the Council Property Policy, for amalgamation with Allotment 11-14 Settlement of Pokeno (RTNA35D/873);***
- c. ***the proceeds of sale be credited to the Property Proceeds Reserve; and***
- d. ***the Chief Executive be delegated authority to execute all relevant documentation to give effect to this resolution.***

CARRIED

INF2202/04

- b. **approves the portion of unformed Irish Road, Mangatawhiri, as shown marked Section A on SO51992 – Plan of Road to be Stopped (attached to the staff report), be declared surplus to Council roading requirements, and be legally stopped in accordance with the Public Works Act 1981;**
- c. **approves the section of land resulting from the road stopping action be transferred, at a price established by market valuation and to be within the Council Property Policy, for amalgamation with Lot 1 DP 78984, under Record of Title NA34D/1218;**
- d. **approves the proceeds of sale be credited to the Property Proceeds Reserve; and**
- e. **delegates the Chief Executive to execute all relevant documentation to give effect to this resolution.**

4. Background Koorero whaimaarama

The property at 219 State Highway 2, Mangatawhiri is bisected by an unformed legal road that is adjacent to Irish Road.

This portion of unformed road has historically been fenced into, and utilised as part of the adjacent property, and has not otherwise been in public use.

The adjoining owner has requested that this portion of unformed road be legally stopped and transferred for amalgamation with the adjacent landholdings.

Throughout this process, the landowner asked for the stopped road to be amalgamated with title NA34D/1218. However, the report submitted for consideration by the Committee and resulting resolution (dated 02 February 2022) referred to NA35D/873.

Council is unaware why NA35D/873 was referred too instead of NA34D/1218 and presumes an error/oversight occurred. There are no apparent issues or concerns with amalgamating the land with NA34D/1218 instead.

There has been no change to the context or circumstances which could impact this stopping.

It is recommended that this amendment is progressed.

5. Discussion and analysis

Taataritanga me ngaa tohutohu

Social

The road has no public use or connectivity to other roads/paths.

Economic

The sale of the road to the adjoining land owner will enable the better utilisation of the adjoining land as it would no longer be bisected by an unformed legal road.

Environmental

The stopping of this unformed legal road is not expected to have any physical change to the environment as the land is currently used a farmland and will continue for that purpose.

Culture

The portion of stopped road provides no cultural benefits.

5.1 Options

Ngaa koowhiringa

Staff have assessed that there are two reasonable and viable options for the Council and Infrastructure Committee to consider. This assessment reflects the level of significance (see paragraph 6.1). The options are set out below:

Option 1: Council approve the recommendations of this report

The recommendations of this report, if approved, will assist the applicant owner with the better utilisation of its land, and will allow the road stopping to be completed as requested by the landowner utilising the road stopping provisions within the Public Works Act 1981. While there are costs to Council throughout the road stopping process, all Councils costs are recovered and paid by the applicant. Furthermore, the applicant is required to pay for the section of land resulting from the road stopping action, at a price established by market valuation.

Option 1 is the recommended option.

Option 2: Council can decline the recommendations of this report. Council will still have resolution to stop the road but will not be able to amalgamate the road with title requested by the landowner. This has potential to impact the landowner.

Option 2 is not the recommended option.

Option 1 is the recommended option.

5.2 Financial considerations

Whaiwhakaaro puutea

The costs are recovered from the Applicant as part of the road stopping process.

The Applicant, as the adjacent owner, has agreed to pay for the parcel of land that results from the road stopping action, and meet all associated costs including survey, valuation and legalisation fees.

The proceeds from the sale of the land are proposed to be held in the Property Proceeds Reserve to be applied to future land purchases.

5.3 Legal considerations

Whaiwhakaaro-aa-ture

The initial resolution approved the stopping of this road under the Public Works Act 1981 provisions. Section 116 of the Public Works Act enables roads to be stopped where adequate road access to other land adjoining the road is provided, or where the owners of other land adjoining the road or part of the road consent in writing to the stopping.

In this proposal the adjoining parcel has an alternate legal road frontage to Irish Road and is in the same ownership as parcels fronting both Irish Road and State Highway 2. The physical access to the adjoining properties remains unaffected.

Staff confirm that the staff recommendation complies with the Council's legal and policy requirements.

5.4 Strategy and policy considerations

Whaiwhakaaro whakamaaherehere kaupapa here

The report and recommendations are consistent with the Council's policies, plans and prior decisions and the road is proposed do be stopped in a manner consistent with the Decision Making Framework for Unformed Legal Roads and the Strategic Land Acquisition and Disposal Policy.

5.5 Maaori and cultural considerations

Whaiwhakaaro Maaori me oona tikanga

As there is no perceived impact on Maaori, no consultation with hapū or iwi has been completed in relation to the proposed road stopping.

5.6 Climate response and resilience considerations Whaiwhakaaro-aa-taiao

The matters in this report have no known impact on climate change or resilience for the Council.

5.7 Risks Tuuraru

The Overall Risk Profile is Low as determined by Council's Risk Profile Assessment Tool.

6. Significance and engagement assessment Aromatawai paahekoheko

6.1 Significance Te Hiranga

The decisions and matters of this report are assessed as of low significance, in accordance with the Council's [Significance and Engagement Policy](#).

6.2 Engagement Te Whakatuutakitaki

The initial road stopping report/resolution (02 February 2022) engaged with the Walking Access Commission ("the Commission") but did not receive their comments in time for the report.

Recent discussions (February 2023) with the Commission identified that they have concerns about Council using the Public Works Act 1981 rather than the Local Government Act 1974.

This isn't a concern specific to this road stopping, it is a generic concern that the Commission holds for all road stoppings. Council is currently reaching out to LINZ separately to understand their expectations for which legislative process is appropriate.

It is advised that the Commissions concerns are managed outside of this historic process.

Highest level of engagement	Inform	Consult	Involve	Collaborate	Empower
	✓	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p><i>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).</i></p>					

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
<input type="checkbox"/>	<input type="checkbox"/>	✓	Internal
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Community Boards/Community Committees
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waikato-Tainui/Local iwi and hapuu
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Communities
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Businesses
<input type="checkbox"/>	<input type="checkbox"/>	✓	Other (Please Specify) - Walking Access Commission

7. Next steps Ahu whakamua

The remaining steps for this road stopping (regardless of whether this resolution is approved) include:

- Working with Nicklin CE to seek LINZ approval for the survey plan of the road to be stopped.
- Engage with Align Services to publish the gazette and notify the stopped road.
- Engage with Lifestyle Research to lift the stopped road land title.
- Draft a sale and purchase agreement.
 - o The land sale will be subject to amalgamation of the stopped road with the landowners adjacent land title and payment of process fees).

8. Confirmation of statutory compliance Te Whakatuuturutanga aa-ture

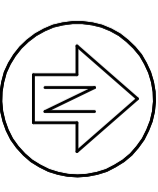
As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and Committee's Terms of Reference and Delegations.	Confirmed
The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages (<i>Section 5.1</i>).	Confirmed
Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy (<i>Section 6.1</i>).	Low
The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance (<i>Section 6.2</i>).	Confirmed
The report considers impact on Maaori (<i>Section 5.5</i>)	Not applicable
The report and recommendations are consistent with Council's plans and policies (<i>Section 5.4</i>).	Confirmed
The report and recommendations comply with Council's legal duties and responsibilities (<i>Section 5.3</i>).	Confirmed

9. Attachments Ngaa taapirihanga

Attachment 1 – Survey plan of stopped road

Attachment 2 – Report from the February 2022 INF Committee resolution



ALLOT 145
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 28/176
H J GRAHAM

DP 78984
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

SEC 1
SO 64991
RT NA 91D/33
H J GRAHAM

PT ALLOT 15
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 87A/298
H J GRAHAM

PT ALLOT 14
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

PT ALLOT 13
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

ALLOT 12
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

IRISH ROAD
LEGAL ROAD - SEALED & IN USE

3840 m²

(A)

ROAD TO BE STOPPED		
SHOWN	ADJOINING	AREA
(A)	LOT 1 DP 78984 PT ALLOT 13 SBRN. SEC. 1 PARISH OF MAUNGATAWHIRI PT ALLOT 14 SBRN. SEC 1. PARISH OF MAUNGATAWHIRI	3840 m ²

NOTES:
1. AREAS AND DIMENSIONS SHOWN ARE SUBJECT TO FINAL SURVEY.

PLAN TITLE		JOB		SHEET	
PROPOSED ROAD TO BE STOPPED SO 51992 HEARTLAND FARMS - IRISH ROAD, MAUNGATAWHIRI		4730		02	
ALTERNATION		ORIGINAL SCALE AT A3		ISSUE 2	
CAD RNW		1:750			
DATE		09 DEC 2021			

PROJECT TITLE



Tel: (07)827-4945
www.nicklince.com
info@nicklince.co.nz
6 Wilson Street
P.O. Box 734
Cambridge 3450

To	Infrastructure Committee
Report title	Proposed Road Stopping Irish Road, Mangatawhiri

1. Purpose of the report

Te Take moo te puurongo

To inform the Infrastructure Committee of an application received requesting Council to stop a portion of unformed legal road.

AND

To seek approval for Infrastructure Committee to make the necessary recommendation to Council.

2. Executive summary

Whakaraapopototanga matua

The property at 219 State Highway 2, Mangatawhiri is bisected by an unformed legal road that is adjacent to Irish Road.

This portion of unformed road has historically been fenced into, and utilised as part of the adjacent property, and has not otherwise been in public use.

The adjoining owner has requested that this portion of unformed road be legally stopped and transferred for amalgamation with the adjacent landholdings.

This report makes a number of recommendations, which if approved, will enable the unformed road to be stopped utilising the Public Works Act 1981 road stopping provisions and the stopped road to be transferred (at a price established by market valuation and to be within the Council Property Policy) for amalgamation with the adjacent landholdings, currently held in Record of Title NA35D/873. The road stopping will assist the applicant with the future operations and development of their land.

The road stopping provisions within the Public Works Act 1981 do not require a road stopping action to be publicly notified, therefore public engagement has not taken place.

3. Staff recommendations Tuutohu-aa-kaimahi

That the Infrastructure Committee recommends to the Council that:

- a. the portion of unformed Irish Road, Mangatawhiri, as shown marked Section A on SO51992 - Plan of Road to be Stopped attached to the staff report be declared surplus to Council roading requirements, and be legally stopped in accordance with the Public Works Act 1981;
- b. the section of land resulting from the road stopping action be transferred, at a price established by market valuation and to be within the Council Property Policy, for amalgamation with Allotment 11-14 Settlement of Pokeno (RT NA35D/873);
- c. the proceeds of sale be credited to the Property Proceeds Reserve;
- d. the Chief Executive be delegated authority to execute all relevant documentation to give effect to this resolution;

4. Background Koorero whaimaarama

The Council has been asked by an adjacent landowner for the portion of unformed legal road that runs into their property to be stopped and sold to them. The portion of unformed road to be stopped is shown on the attached aerial plan, Attachment 1. The Survey plan of the Road to be stopped is shown as Attachment 2.

The applicant is the owner of the property situated at 219 State Highway 2 Mangatawhiri, being the parcels on both sides of the unformed legal road.

The parcels of land that form this adjacent property are held in the same ownership and legally described as Allotment 11-14 Settlement of Pokeno held in Record of Title NA35D/873 (Attachment 3) which is comprised of 16.1874 hectares more or less and Lot 1 Deposited Plan 78984 held in Record of Title NA34D/1218 (Attachment 4) which is comprised of 8981 square metres more or less.

This property is bi-sected by an unformed legal road. The portion of unformed road that is proposed to be stopped, has been fenced into, and utilised as part of the adjacent property. This unformed road has not otherwise been in public use; does not provide sole legal road frontage or physical access to any other property; it does not form part of the Council maintained roading network.

The section of unformed road that is proposed to be stopped does not connect to another road as the adjoining parcel of land that was previously an extension of this unformed road was stopped in 1992. This adjoining parcel has an alternative legal road frontage to Irish Road.

The Roothing Team Leader has confirmed that this portion of unformed road is surplus to Council's current and future roading requirements.

There are no public utilities or services located within the portion of road that is proposed to be stopped.

5. Discussion and analysis

Taataritanga me ngaa tohutohu

Social

The portion of unformed legal road that is proposed to be stopped, does not currently provide any social benefits to the community. It is not used by the public and does not link to any other road.

Economic

The sale of the paper road to the adjoining owner will enable the better utilisation of the adjoining land as it would no longer be bisected by an unformed legal road.

Environmental

The stopping of this unformed legal road is not expected to have any physical change to the immediate environment as the land is currently used as farm land and will continue to be used for that purpose.

Culture

The portion of road to be stopped currently provides no cultural benefits.

5.1 Options

Ngaa koowhiringa

Staff have assessed that there are two reasonable and viable options for the Infrastructure Committee and Council to consider. This assessment reflects the level of significance (see paragraph 6.1). The options are set out below:

Option 1: Council approve the recommendations of this report

The recommendations of this report, if approved, will assist the applicant owner with the better utilisation of its land, and will allow the road stopping to be completed utilising the road stopping provisions within the Public Works Act 1981.

While there are costs to Council throughout the road stopping process, all Councils costs are recovered and paid by the applicant. Furthermore, the applicant is required to pay for the section of land resulting from the road stopping action, at a price established by market valuation.

Option 1 is the recommended option.

Option 2: Council can decline the recommendations of this report.

The road will remain as unformed legal road there is no need or intention to form it for the foreseeable future as alternative legal and physical access is provided to the adjoining land. No costs involved for Council or the applicant (except any costs the applicant may have already incurred by engaging other services).

Option 2 is not the recommended option.

Option 1 is the recommended option.

5.2 Financial considerations

Whaiwhakaaro puutea

The costs are recovered from the Applicant as part of the road stopping process.

The Applicant, as the adjacent owner, has agreed to pay for the parcel of land that results from the road stopping action, and meet all associated costs including survey, valuation and legalisation fees.

The proceeds from the sale of the land are proposed to be held in the Property Proceeds Reserve to be applied to future land purchases.

5.3 Legal considerations

Whaiwhakaaro-aa-ture

Council must follow the correct legal framework to process a road stopping application. Applications are considered under either the Public Works Act 1981, or under the Local Government Act 1974.

Section 116 of the Public Works Act 1981 enables roads to be stopped where adequate road access to land adjoining the road is provided or the owners of the land adjoining provide written consent to the stopping

In this proposal the adjoining parcel has an alternate legal road frontage to Irish Road and is in the same ownership as parcels fronting both Irish Road and State Highway 2. The physical access to the adjoining properties remains unaffected.

AND

Staff confirm that the staff recommendation complies with the Council's legal and policy requirements.

5.4 Strategy and policy considerations

Whaiwhakaaro whakamaaherehere kaupapa here

The report and recommendations are consistent with the Council's policies, plans and prior decisions and the road is proposed do be stopped in a manner consistent with the Decision Making Framework for Unformed Legal Roads and the Strategic Land Acquisition and Disposal Policy.

5.5 Maaori and cultural considerations

Whaiwhakaaro Maaori me oona tikanga

As there is no perceived impact on Maaori, no consultation with hapū or iwi has been completed in relation to the proposed road stopping.

5.6 Climate response and resilience considerations

Whaiwhakaaro-aa-taiao

The matters in this report have no known impact on climate change or resilience for the Council.

5.7 Risks Tuuraru

The Overall Risk Profile is **Low** as determined by Council's Risk Profile Assessment Tool.

6. Significance and engagement assessment Aromatawai paahekoheko

6.1 Significance Te Hiranga

The decisions and matters of this report are assessed as of low significance, in accordance with the Council's [Significance and Engagement Policy](#).

The Significance and Engagement Policy provides at Schedule 1, a list of Waikato District Council's assets, which further identifies the roading network to be a strategic asset.

The Policy requires Council to consider the degree of importance and determine the appropriate level of engagement, as assessed by the local authority of the issue, proposal, decision, or matter, in terms of the likely impact on and consequence for: -

- a) The District or region;
- b) Any persons who are likely to be particularly affected by, or interested in, the issue, proposal, decision or matter;
- c) The capacity of the local authority to perform its role, and the financial and other costs of doing so.

The portion of unformed road does not form part of a series of linked roads.

The parties to the agreement are the only persons affected by the proposed road stopping.

6.2 Engagement

Te Whakatuutakitaki

Engagement with Walking Access Commission is underway however final comments were not available at the time the report was written. The portion of road to be stopped does not link to any other road, waterway or site of significance.

Highest level of engagement	Inform ✓	Consult <input type="checkbox"/>	Involve <input type="checkbox"/>	Collaborate <input type="checkbox"/>	Empower <input type="checkbox"/>
<i>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).</i>	<i>Liaise with Walking Access Commission to obtain their view as to whether they are in support of the proposed road stopping.</i>				

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
<input type="checkbox"/>	✓	<input type="checkbox"/>	Internal (Roding)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Community Boards/Community Committees
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waikato-Tainui/Local iwi and hapuu
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Communities
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Businesses
<input type="checkbox"/>	✓	<input type="checkbox"/>	Other – Walking Access Commission

7. Next steps

Ahu whakamua

Report to be submitted to the next Council meeting for approval.

8. Confirmation of statutory compliance Te Whakatuuturutanga aa-ture

As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and Committee's Terms of Reference and Delegations. Recommendation to Council required

Refer to the [Governance Structure](#)

The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages (*Section 5.1*). Confirmed

Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy (*Section 6.1*). Low

The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance (*Section 6.2*). Confirmed

The report considers impact on Maaori (*Section 5.5*) Not applicable

The report and recommendations are consistent with Council's plans and policies (*Section 5.4*). Confirmed

The report and recommendations comply with Council's legal duties and responsibilities (*Section 5.3*). Confirmed

9. Attachments Ngaa taapirihanga

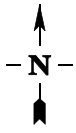
Attachment 1 – Aerial Diagram

Attachment 2 – SO51992 - Plan of Road to be Stopped

Attachment 3 - Record of Title NA35D/873 (Adjoining Land)

Attachment 4 – Record of Title NA34D/1218 (Adjoining Land)

Date:	14 February 2022
Report Author:	Celeste Maile, Property Officer
Authorised by:	Roger MacCulloch, General Manager Service Delivery



ALLOT 12
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

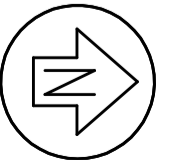
PT ALLOT 13
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

PT ALLOT 14
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

PT ALLOT 15
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 87A/298
H J GRAHAM

DP 78984
RT NA 34D/1218
HEARTLAND FARM FAMILY TRUST LTD
M A MACDONALD
D W PHILLIPS

ALLOT 145
SBRN SEC 1
PARISH OF MAUNGATAWHIRI
RT NA 28/176
H J GRAHAM



IRISH ROAD
LEGAL ROAD - SEALED & IN USE

215°24'30"
36.66

248°42'00"
206.26

3840 m²

248°42'03"
175.51

338°23'50"
20.12

ROAD TO BE STOPPED		AREA
SHOWN	ADJOINING	
	LOT 1 DP 78984	
	PT ALLOT 13 SBRN. SEC. 1 PARISH OF MAUNGATAWHIRI	3840 m ²
	PT ALLOT 14 SBRN. SEC 1. PARISH OF MAUNGATAWHIRI	

NOTES:
1. AREAS AND DIMENSIONS SHOWN ARE SUBJECT TO FINAL SURVEY.

PROJECT TITLE
PROPOSED ROAD TO BE STOPPED
SO 51992
HEARTLAND FARMS - IRISH ROAD, MAUNGATAWHIRI

PLAN TITLE
PLAN OF ROAD
TO BE STOPPED

ALTERNATION	JOB	SHEET
CAD RNW	4730	02
DATE	ORIGINAL SCALE AT A3	ISSUE 2
09 DEC 2021	1:750	

NICKLIN CE
SURVEYING PLANNING ENGINEERING

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www.nicklince.com
info@nicklince.co.nz

6 Wilson Street
P.O. Box 734
Cambridge 3450



**RECORD OF TITLE
UNDER LAND TRANSFER ACT 2017
FREEHOLD
Search Copy**




 R. W. Muir
 Registrar-General
 of Land

Identifier **NA34D/1218**
Land Registration District **North Auckland**
Date Issued 26 May 1976

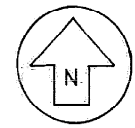
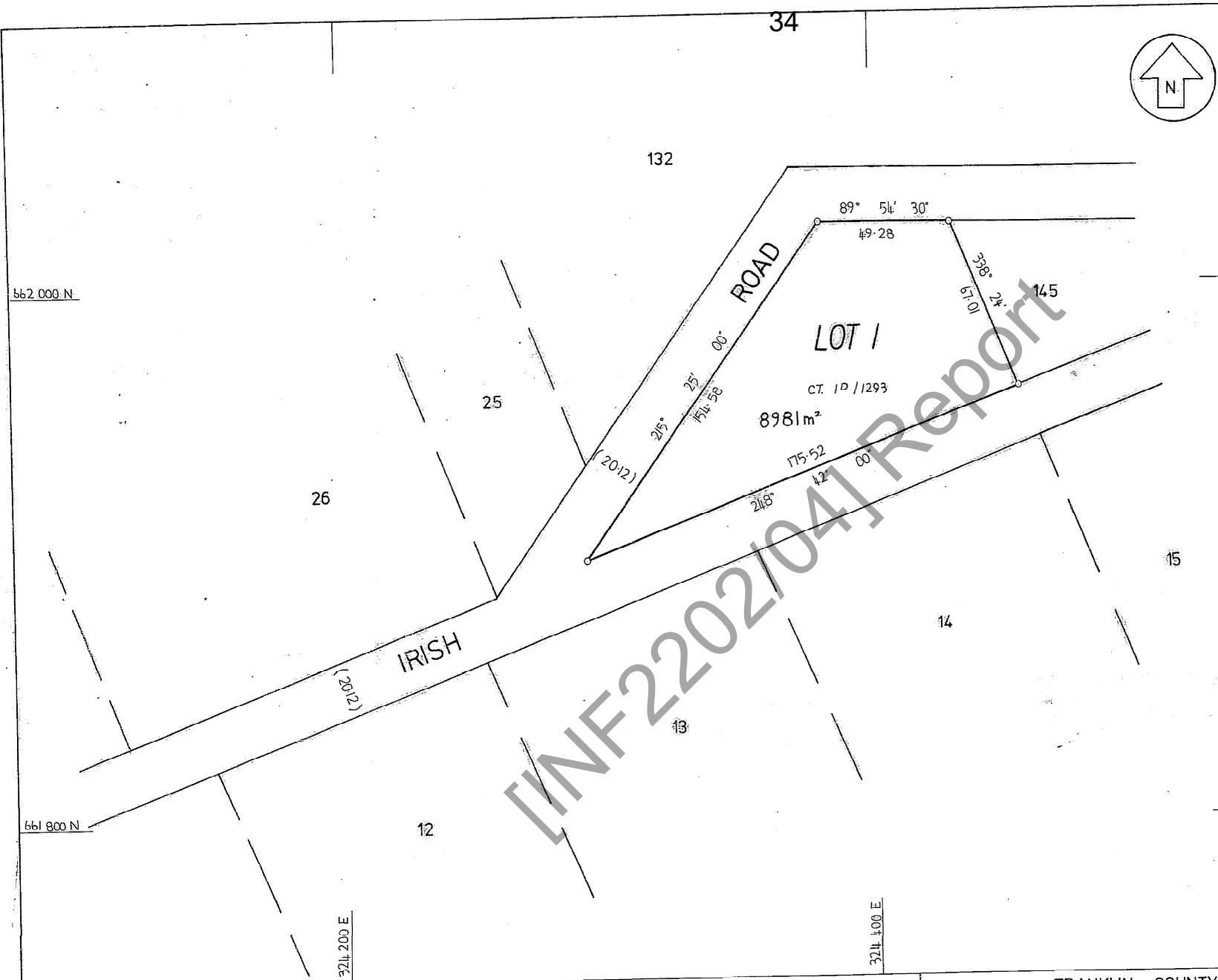
Estate Fee Simple
Area 8981 square metres more or less
Legal Description Lot 1 Deposited Plan 78984

Registered Owners
 David William Phillips, Marcus Arthur Macdonald and Heartland Farm Family Trust Limited

Interests

8488691.1 Mortgage to Violet Georgina Thompson - 10.5.2010 at 3:07 pm
 11849970.4 Mortgage to ASB Bank Limited - 5.10.2020 at 2:14 pm
 11849970.5 Mortgage Priority Instrument making Mortgage 11849970.4 first priority and Mortgage 8488691.1 second priority - 5.10.2020 at 2:14 pm

[INF2202/04] Report



Approvals: ROADS SHOWN ARE LEGAL

APPROVED:

J. Thomas
 APPLICANT

New C.T. allocated
 Lot 1 C.T. 34.0/1218

Total Area 8981m²

Comprised in CT. 10/1293 AEL

I, CHARLES WARREN GARLICK of PAPAURA
 Registered Surveyor and holder of an annual practising certificate
 hereby certify that this plan has been made from surveys executed
 by me or under my direction; that both plan and survey are correct
 and have been made in accordance with the regulations under the
 Surveyors Act 1966
 Dated at PAPAETOE this 23rd day
 of DECEMBER 1975. Signature *C. W. Garlick*

Field Book _____ p. Traverse Book _____ p.

Reference Plans _____

Examined B. GIBBONS. Correct 6/15/76 *B. Gibbons*

Approved as to Survey W. T. Wood
6, 5, 76 Assistant Chief Surveyor

Deposited this 26th day of May 1976

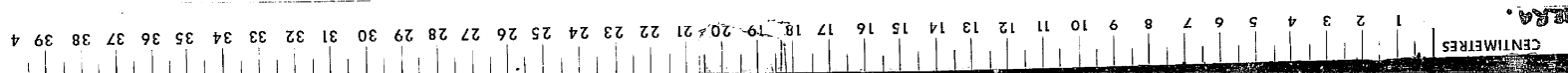
J. Thomas
 Applicant
 Registrar
 DP7 8984
 1975

LAND DISTRICT NORTH AUCKLAND
 SURVEY BLK. & DIST. XIII OPAHEKE
 NZMS SHEET NO.

PLAN OF LOT 1 BEING ALLOT 143,
 SUBURBAN SECTION 1.
 PARISH OF MANGATAWHIRI.

LOCAL AUTHORITY FRANKLIN COUNTY
 Surveyed by FRASER THOMAS GUNMAN SHAW AND PARTNERS
 Scale 1:1000 Date DEC. 1975.

W.S. 2005, Survey-General, Department of Lands and Survey, Wellington





**RECORD OF TITLE
UNDER LAND TRANSFER ACT 2017
FREEHOLD
Limited as to Parcels
Search Copy**



R. W. Muir
Registrar-General
of Land

Identifier NA35D/873
Land Registration District North Auckland
Date Issued 20 September 1976

Part-Cancelled

Prior References

NA577/21

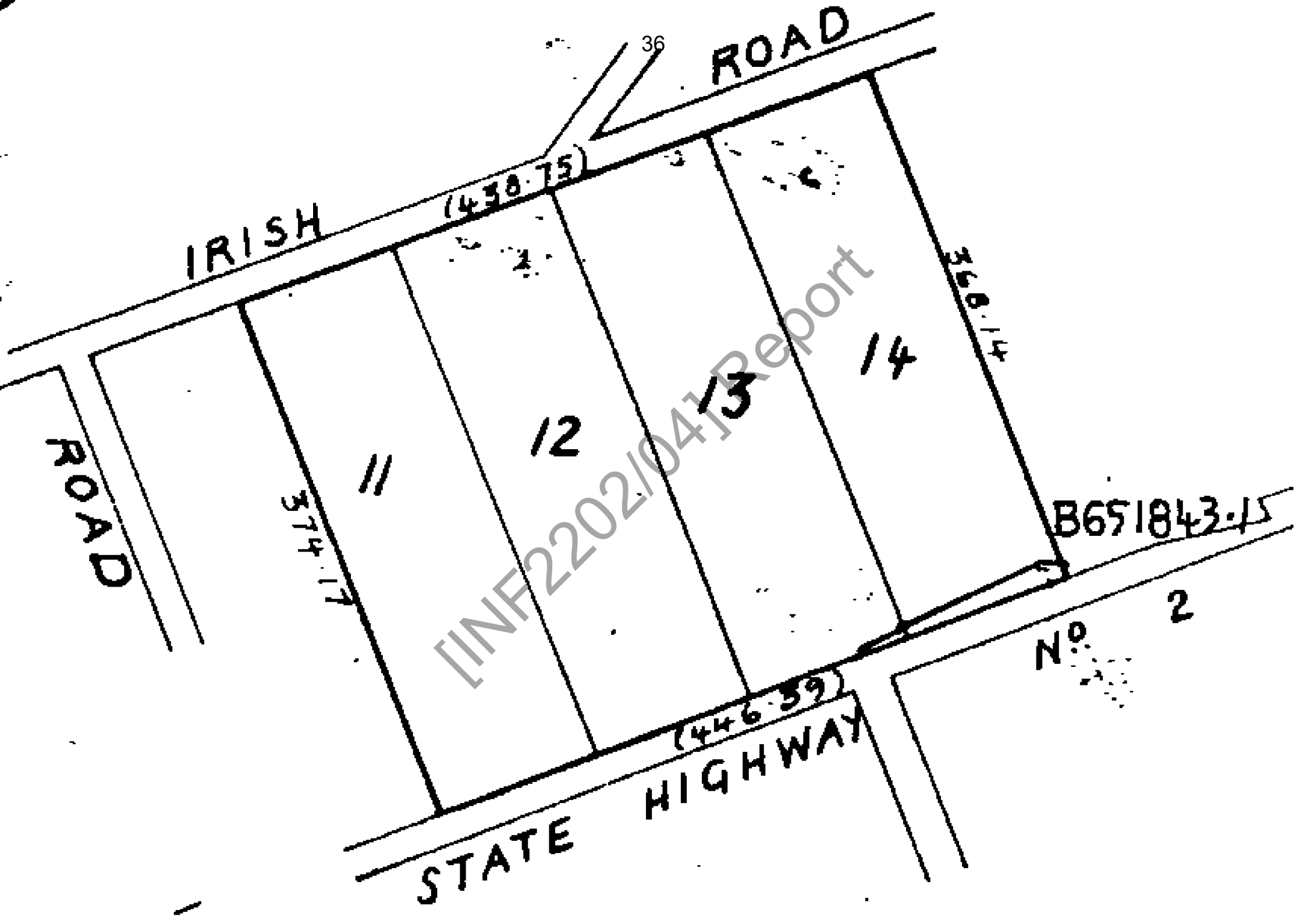
Estate Fee Simple
Area 16.1874 hectares more or less
Legal Description Allotment 11-14 Settlement of Pokeno

Registered Owners

David William Phillips, Marcus Arthur Macdonald and Heartland Farm Family Trust Limited

Interests

B651843.1 Gazette Notice (N.Z. Gazette 5.3.1987 No. page 1027) acquiring (842 m²) for a limited access road which has become road, limited access road and State Highway, and which pursuant to Section 11(1A) of the National Roads Act 1953 shall form part of State Highway No. 2 and vesting the same in the crown - 10.4.1987 at 1.37 pm
8488691.1 Mortgage to Violet Georgina Thompson - 10.5.2010 at 3:07 pm
11849970.4 Mortgage to ASB Bank Limited - 5.10.2020 at 2:14 pm
11849970.5 Mortgage Priority Instrument making Mortgage 11849970.4 first priority and Mortgage 8488691.1 second priority - 5.10.2020 at 2:14 pm



ROAD

IRISH

(438.75)

36

ROAD

374.17

11

12

(446.39)

13

14

368.14

B651843.15

No 2

STATE

HIGHWAY

LINE 2202/04 Report

Report title

Waikato District Council

**WDA Variation for Huntly Renewals
Programme 2021/22**

Date: 13 March 2023

Report Author: Attinder Singh, Roding Contract Manager

Authorised by: Megan May, Deputy General Manager Service Delivery

1. Purpose of the report
Te Take moo te puurongo

To seek approval to rescind the Infrastructure Committee resolution made on 02 February 2022 (Resolution INF2202/09) and recommending a replacement resolution by Council.

2. Executive summary
Whakaraapopototanga matua

In February 2022 the Infrastructure Committee approved a variation to the Waikato District Alliance programme for Huntly footpath renewals (refer Attachment 1).

As the contract variation was changing budgets that were not previously within the Long-Term Plan the resolutions should have been forwarded to Council for ratification, which had not been done.

Further to this, when estimates were received the contract variation was noted to be \$1.6million rather than \$1.4 million, therefore we need to seek Council approval to rescind the previous resolution of the Infrastructure Committee and approve the total variation of \$1.6million.

The contractor has recently commenced the work and the additional funding will enable them to fully complete the project rather than partially completing the footpath renewal. The entire \$1.6million is 100% subsidised by Waka Kotahi.

Previous Resolution

WDA Variation for Huntly Renewals Programme 2021/22

PEX Agenda Item 2.1

The report was received [*INF2202/02 refers*] and the Asset Manager spoke to the report. The following items were discussed:

- This was not the Huntly revocation programme. The revocation process had some capital work improvements that needed to be progressed. This report looks at the renewals programme that will have 100% funding from Waka Kotahi.
- What work had been given up for this work? The variation can be accommodated and did not interfere with other work from the Waikato District Alliance. Downer had a lot of the capacity to prioritise Council's work.

Resolved: (Crs Lynch/Smith)

That the Infrastructure Committee approves:

- a. **the variation up to \$1.4M to the Waikato District Alliance to carry out the pavement rehabilitation project in Huntly that is 100% funded by Waka Kotahi.**
- b. **a budget being established for the Waikato District Alliance at the 100% Financial Assistance Rate associated with the three-year funding of the renewals for Huntly.**

CARRIED

INF2202/09

3. Staff recommendations Tuutohu-aa-kaimahi

That the Waikato District Council:

- a. **rescinds Resolution INF2202/09 dated 2 February 2022, which read as follows:**

Resolved: (Crs Lynch/Smith)

That the Infrastructure Committee approves:

- a. ***the variation up to \$1.4M to the Waikato District Alliance to carry out the pavement rehabilitation project in Huntly that is 100% funded by Waka Kotahi.***
- b. ***a budget being established for the Waikato District Alliance at the 100% Financial Assistance Rate associated with the three-year funding of the renewals for Huntly.***

CARRIED

INF2202/09

- b. approves the variation of up to \$1.6 million to the Waikato District Alliance to carry out the pavement rehabilitation project in Huntly that is 100% funded by Waka Kotahi.
- c. approves a budget being established for the Waikato District Alliance at the 100% Financial Assistance Rate associated with the three-year funding of the renewals for Huntly.

4. Attachments

Ngaa taapirihanga

Attachment 1 – Report from the February 2022 INF Committee

To	Infrastructure Committee
Report title	WDA Variation for Huntly Renewals Programme 2021/22

1. Purpose of the report

Te Take moo te puurongo

The purpose of the report is to seek approval from the Infrastructure Committee for a variation to the Waikato District Alliance to carry out the Huntly renewals programme which is 100% funded by Waka Kotahi.

2. Executive summary

Whakaraapopotanga matua

Council staff have been working with Waka Kotahi on the revocation of State Highway 1 through Huntly over the past 18 months. As part of the revocation project a Memorandum of Understanding has been signed that provides funding for Waikato District Council to deliver the required renewals over the next 3 years including some of this work taking place prior to the official handover of the road from Waka Kotahi. The funding is at 100% FAR.

Council staff have provided justification to Waka Kotahi to fund up to \$1.4M for a 1.4km section of the road to be rehabilitated this financial year (2021/22), with works programmed to commence mid-February 2022. It is recommended that a variation to the Waikato District Alliance is approved to deliver the required renewals works on the basis that it provides council with a cost (and time) advantage to do so.

3. Staff recommendations

Tuutohu-aa-kaimahi

That the Infrastructure Committee:

- a. Approves the variation up to \$1.4M to the Waikato District Alliance to carry out the pavement rehabilitation project in Huntly that is 100% funded by Waka Kotahi.**
 - b. And Further that a budget is established for the Waikato District Alliance at the 100% Financial Assistance Rate associated with the three-year funding of the renewals for Huntly.**
-

4. Background

Koorero whaimaarama

Council has been working with Waka Kotahi over the past 18 months on the revocation of SH1 through Huntly. As part of this process, Waka Kotahi has available funding on a year by year basis for this current 2021 – 24 LTP period for renewals along the stretch of (to be) revoked road from Fisher Road in the north to the Taupiri interchange in the south. The Financial Assistance Rate (FAR) from Waka Kotahi for this renewals programme is 100%.

Renewals works include, pavement rehabilitation and surfacing works (chip seal or AC). Maintenance is not included in the available funding.

An MOU was drafted late last year between Waka Kotahi and Council to outline the available funding and the terms of its use. The MOU (now signed) includes that maintenance and renewals will be the responsibility of Waikato District Council in the interim whilst the revocation is being finalised. The official handover will occur when the revocation of the Old SH1 section is completed and gazetted at which point Waikato District Council will be the Road Controlling Authority of this section of roading network.

Council was provided the Waka Kotahi forward works programme and was able to undertake drive overs and inspections with regards to suitability of site selection and timing of the renewal intervention. The works undertaken by the Alliance was then presented to Waka Kotahi in December as Councils justification for the available funding in 2021/22, as well as the intended programme for 2022/23 and 2023/24. Any works after these dates would be included in Councils next LTP and funded at the normal FAR of 52%.

The basis of the MOU is that Council procures the works of the agreed programme rather than Waka Kotahi delivering the programme. This de-risks Council as the tendency is for Waka Kotahi to instruct a “do minimum” approach which leaves a legacy maintenance burden further down the line for Council and typically requires earlier intervention than it would otherwise arise under our asset management approach.

This approach provides Council the best ability to manage the programme and deliver a whole of life approach. However, as these works are outside the TCE and over \$1M a variation is required to be approved. The available funding over the next three years is as follows:

WAKA KOTAHI FUNDING		WDC PROPOSED FUNDING
2021/2022	\$1.142M	\$1.4M
2022/2023	\$1.715M	\$1.417M
2023/24	\$0.417M	\$0.418M

The site selected and put forward for justification for funding to Waka Kotahi is known as Boaties Reserve, is 1.4km long from Bell Crossing heading north. The initial estimate from WDA is \$1.4M, however this is still being refined. Works have been programmed to commence in mid-February (pending approvals).

The discussion with Waka Kotahi regarding this estimate over the available funding raised whether or not further funding was available. The short answer was no.

Any over budget risk currently sits with Council and would be taken from the 2022/23 available budget. It is important to note that the funding outlined from the forward works programme generated by the Alliance requires less than the available funding in Year 2 of the programme. Given Council is being funded at 100% and at this time within the available funding from Waka Kotahi over the three years, any risk is considered low.

Staff have received confirmation from Waka Kotahi that the renewals programme funding has been approved.

It is important to note at this time the wider business case project that Council staff worked through with Waka Kotahi. This aspect of the revocation project which includes approximately \$10M of capital funding has not been finalised as yet and staff continue to work with Waka Kotahi to finalise. A Funding Agreement has been drafted by Waka Kotahi and Council staff are awaiting a final draft to carry out internal reviews.

5. Discussion and analysis

Taataritanga me ngaa tohutohu

The purpose of the report is to seek approval to provide the Waikato District Alliance a variation to carry out renewals work in Huntly on the old State Highway 1 (to be revoked) funded 100% by Waka Kotahi.

5.1 Options

Ngaa koowhiringa

No other options are proposed for Council to consider. Variations to the WDA contract are permitted via Council resolution (WDC1706/23 and WDC2809/24) whereby Council has allowed a further 10% in contract variations (\$3M per annum) to be actioned where work is no more than \$1M per variation, and it could be shown that using the WDA will benefit the Council in terms of competitive pricing and reduction in administrative costs. This facility was approved in recognition of its ability to expedite efficient commissioning and delivery of other significant Service Delivery work programmes and where scope aligned to the type of work already undertaken by the WDA; and at a cost advantage i.e. variations are charged as actual cost plus profit only, with no overhead applied as it utilises existing resources within the WDA. Additional large scale projects have been delivered by the WDA via separate Council approvals, a recent example being the Mangawara Bridge project.

5.2 Financial considerations

Whaiwhakaaro puutea

With a signed MOU, Waka Kotahi upon approval will make available funding at 100% Financial Assistance Rate (FAR) to Council to complete the desired forward works programme for the section of road outlined in this report. The funding is only to be used on this section of road.

There is no specific budget allocated to the Waikato District Alliance for this works and it is recommended that a budget item be established within the Roding budget at the 100% FAR.

5.3 Legal considerations **Whaiwhakaaro-aa-ture**

Staff have engaged with the Legal Team regarding the MOU and confirm compliance with the Council's legal and policy requirements.

5.4 Strategy and policy considerations **Whaiwhakaaro whakamaaherehere kaupapa here**

The report and recommendations are consistent with the Council's policies, plans and prior decisions.

5.5 Maaori and cultural considerations **Whaiwhakaaro Maaori me oona tikanga**

The matters in this report have no known impacts on Maaori and their relationship with whenua, water and other taonga.

5.6 Climate response and resilience considerations **Whaiwhakaaro-aa-taiao**

The matters in this report have no known impact on climate change or resilience for the Council.

5.7 Risks **Tuuraru**

Risk management was at the forefront of staff negotiations with Waka Kotahi for the MOU and subsequent funding. By taking control of the delivery of the programme and providing a programme that aligns with core asset management objectives we are able to provide a whole of life approach and maximise the funding that is available.

6. Significance and engagement assessment **Aromatawai paahekoheko**

6.1 Significance **Te Hiranga**

The decisions and matters of this report are assessed as of low significance, in accordance with the Council's [Significance and Engagement Policy](#).

6.2 Engagement Te Whakatuutakitaki

Highest level of engagement	Inform ✓	Consult <input type="checkbox"/>	Involve <input type="checkbox"/>	Collaborate <input type="checkbox"/>	Empower <input type="checkbox"/>
	This is the standard approach for road renewals projects.				

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Internal
✓	<input type="checkbox"/>	<input type="checkbox"/>	Community Boards/Community Committees
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waikato-Tainui/Local iwi and hapuu
✓	<input type="checkbox"/>	<input type="checkbox"/>	Affected Communities
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Businesses
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other (Please Specify)

7. Next steps Ahu whakamua

If the recommendations are approved, Council staff and the WDA will work towards programming of the renewals works for completion this construction season.

8. Confirmation of statutory compliance Te Whakatuuturutanga aa-ture

As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and Infrastructure Committee's Terms of Reference and Delegations.	Recommendation to Council/Committee required
The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages (<i>Section 5.1</i>).	Not applicable
Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy (<i>Section 6.1</i>).	Low
The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance (<i>Section 6.2</i>).	Confirmed
The report considers impact on Maaori (<i>Section 5.5</i>)	Not applicable
The report and recommendations are consistent with Council's plans and policies (<i>Section 5.4</i>).	Confirmed
The report and recommendations comply with Council's legal duties and responsibilities (<i>Section 5.3</i>).	Confirmed

9. Attachments Ngaa taapirihanga

There are no attachments for this report.

Date:	14 February 2022
Report Author:	Luke McCarthy, Project Manager (consultant)
Authorised by:	Roger MacCulloch General Manager Service Delivery

To	Waikato District Council
Report title	Raglan Town 2 Surf Shared Path Funding Application
Date:	13 March 2023
Report Author:	Attinder Singh, Roading Contracts Manager
Authorised by:	Megan May, Deputy General Manager Service Delivery

1. Purpose of the report

Te Take moo te puurongo

To inform the Council of a successful application to the Tourism Infrastructure Fund to deliver the Raglan Town 2 Surf Shared Path project.

AND

To seek approval to increase the budget for this project by \$965,000, being 100% subsidised by the Ministry of Business, Innovations and Employment through Tourism Infrastructure Funds.

AND

To seek approval to award this work to the Waikato District Alliance.

2. Executive summary

Whakaraapopototanga matua

In Budget 2017, the Government established the Tourism Infrastructure Fund (TIF), providing \$25 million per year for the development of tourism-related public infrastructure.

The purpose of the TIF is to provide financial support for local tourism-related infrastructure where tourism growth (domestic and international) is placing pressure on, or potential growth is constrained by, existing infrastructure and where the local community is unable to respond in a timely way without assistance.

The TIF Panel, appointed by the Minister of Tourism, is responsible for assessing the eligible applications. The Panel recommends to the Minister of Tourism a package of projects that best contribute to the TIF objectives and align with the Minister's Priorities Statement.

In March 2022, Council applied for TIF Funding to support the Raglan Town 2 Surf Shared Path project. In October 2022, staff were advised that this application was approved by the Minister of Tourism and provided \$965,000 to support the project.

This funding allows Waikato District Council to deliver the final two sections of this project between the Raglan township and Wainui Reserve and Ngarunui Reserve, via the Poihākena Marae.

As this funding increases the capital works programme for the current year, Council approval is required despite having no financial implications on ratepayers.

Staff are also seeking approval to award this work to the Waikato District Alliance as they have already been engaged to undertake the previous portions of this project.

3. Staff recommendations

Tuutohu-aa-kaimahi

That the Council approves:

- a. a budget increase of \$965,000 to 8UF70583-CO-0000-0922 which is 100% externally subsidised by MBIE as per the TIF Funding Agreement.**
- b. as a variation under contract 14/314, the final two sections of the Raglan Town 2 Surf Shared Project, be awarded to the Waikato District Alliance.**
- c. the variation sum of \$965,000 to the Waikato District Alliance contract.**

4. Background

Koorero whaimaarama

Tourism is hugely important to the New Zealand economy, and quality infrastructure and facilities help to ensure New Zealanders can continue to enjoy their own spaces - whether they are at home or visiting other parts of the country. The Tourism Infrastructure Fund supports local communities facing pressure from tourism growth and in need of assistance - areas with high visitor numbers but small ratepayer bases, for example.

The fund aims to protect and enhance New Zealand's reputation both domestically and internationally. Supporting robust infrastructure contributes to quality experiences for visitors and maintains the social licence for the sector to operate.

In March 2022, Council applied for \$965,000 to support an existing project to connect Raglan town centre to Wainui and Ngarunui Reserve via Poihākena Marae with a cycle and pedestrian path. The existing project was fully funded by local share through the Roothing District Wide Development Contributions and is not subsidised by Waka Kotahi.

In October 2022, staff were advised that the funding application was successful, and the funding agreement was signed in December 2022. This additional fund allows for the final two stages of the project which are:

- Section 6 Rokit Kitchen to Poihākena Marae Construction
- Section 8 West of Karakare Ave to Raglan West Shops

5. Discussion and analysis

Taataritanga me ngaa tohutohu

The scoping, planning and design phases of the projects identified in the TIF Funding application are complete and physical works can commence. The initial stages of this project have been awarded to the Waikato District Alliance (WDA) and to provide efficiencies and continuity, staff are requesting approval to award this additional work to them as well.

5.1 Options

Ngaa koowhiringa

Option 1: (Recommended Option): To approve the recommendations of this report which will result in an increase to budget line 8UF70583-CO-O000-O922 and award the completion of the Raglan Town 2 Surf footpath project to the WDA. This will have no financial impact on ratepayers and enable the project to be completed in the most efficient way.

Option 2: Do not support the recommendations of this report. This will make project reporting difficult as the available funds will not be accurately reflected in the budgets. It will also make completion less efficient and could delay the completion of the project.

Staff recommend Option 1 because it achieves a practical positive solution to delivery of this project.

5.2 Financial considerations

Whaiwhakaaro puutea

As this project is funded through TIF, there are no material financial considerations associated with the recommendations of this report. It is anticipated that a supplementary report will be required in the future to review the Approved Contract Sum of contract 14/314.

5.3 Legal considerations

Whaiwhakaaro-aa-ture

Staff confirm that the recommendation complies with the Council's legal and policy requirements.

5.4 Strategy and policy considerations

Whaiwhakaaro whakamaaherehere kaupapa here

The report and recommendations are consistent with the Council's policies, plans and prior decisions.

5.5 Maaori and cultural considerations

Whaiwhakaaro Maaori me oona tikanga

This project provides much needed pedestrian access to Poihākena Marae from Raglan township as well as Wainui and Ngarunui Reserves.

Appropriate consultation has occurred with key stakeholders and is supported.

5.6 Climate response and resilience considerations

Whaiwhakaaro-aa-taiao

The decisions sought by, and matters covered in, this report are consistent with the climate action plan by providing alternative methods of travel for residents and visitors to Raglan. This will have a reduction in vehicle use which provides positive climate impacts.

5.7 Risks

Tuuraru

Staff have assessed that the risk of the recommendations of this report and the project are low. If the recommendations of the report are not supported, there is a risk that WDC will be unable to meet the obligations of the funding agreement with MBE.

6. Significance and engagement assessment

Aromatawai paahekoheko

6.1 Significance

Te Hiranga

The decisions and matters of this report are assessed as o low significance, in accordance with the Council's [Significance and Engagement Policy](#).

6.2 Engagement

Te Whakatuutakitaki

Highest level of engagement	Inform	Consult	Involve	Collaborate	Empower
	✓	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Information will be posted on social media to advise community of progress of the project.</i>					

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Internal
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Community Boards/Community Committees
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Waikato-Tainui/Local iwi and hapuu
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Affected Communities
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Affected Businesses
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other (Please Specify)

7. Next steps Ahu whakamua

Subject to Council Approval, staff will issue a variation to Waikato District Alliance to commence physical work on the sections of the walkway funded through this application. This will optimise delivery and maximise benefits to WDC and the community.

8. Confirmation of statutory compliance Te Whakatuuturutanga aa-ture

As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and Committee's/Community Board's Terms of Reference and Delegations. Confirmed

The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages (*Section 5.1*). Confirmed

Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy (*Section 6.1*). Low

The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance (*Section 6.2*). Confirmed

The report considers impact on Maaori (<i>Section 5.5</i>)	Confirmed
The report and recommendations are consistent with Council's plans and policies (<i>Section 5.4</i>).	Confirmed
The report and recommendations comply with Council's legal duties and responsibilities (<i>Section 5.3</i>).	Confirmed

9. Attachments Ngaa taapirihanga

There are no attachments for this report.

To	Waikato District Council
Report title	Approval for additional funds to support storm damage repairs
Date:	13 March 2023
Report Author:	Attinder Singh, Roding Contracts Manager
Authorised by:	Roger MacCulloch, General Manager Service Delivery

1. Purpose of the report

Te Take moo te puurongo

To seek approval to access funds from the Disaster Recovery Fund to provide local share for Waka Kotahi subsidised emergency works funding. This is in response to damage incurred to roading assets due to two major storm events in February 2023.

Approval is also sought for additional Roding Replacement funding to maximise Waka Kotahi approved subsidies and undertake urgent works in the current financial year.

2. Executive summary

Whakaraapopototanga matua

Due to two consecutive major storm events in February 2023, Waikato District Council has incurred significant damage to Roding assets across the district. Staff are still undertaking assessments of the network and are unable to provide a definitive cost of this repair work, but early indications estimate the cost of repair will be in excess of \$8,000,000. Waka Kotahi Emergency Works Funding is available but requires local share to support the application.

In the current Long Term Plan (LTP), there is Emergency Works budget which can be utilised for this purpose but this is limited. Staff propose to exhaust this budget and are seeking approval for additional funding from the Waikato District Council Disaster Recovery fund to provide local share.

In addition to this, there is an opportunity to maximise the total approved Waka Kotahi subsidised budget for the 2022/2023 financial year. Staff have identified urgent works that should be completed and are therefore requesting additional funds from the Roding Replacement Fund to support this work.

3. Staff recommendations Tuutohu-aa-kaimahi

That the Waikato District Council:

- a. approves additional local share funding for Financial Year 2022/23 of \$786,900, funded from the Disaster Recovery Fund;
- b. approves additional local share funding for Financial Year 2023/24 up to the capacity of the Disaster Recovery Fund;
- c. acknowledges that further local share funding will be required in Financial Year 2023/24 to complete the work resulting from the Feb 2023 events. Funding solutions will be explored and requested by Council in a further report;
- d. approves additional local share funding from the roading replacement fund of \$1,219,500 for the 2022/2023 Financial Year to allow urgent additional works to be completed;
- e. approves that a proportion of the Emergency Response Work (total value estimate \$8,000,000) be awarded to the Waikato District Alliance - Contract 14/314 to cover ongoing initial response and slip repair works, and with the balance to be put to market; and
- f. approves that the additional Urgent Work be awarded to the Waikato District Alliance - Contract 14/314, up to the value of \$1,500,000.

4. Background Koorero whaimaarama

In February 2023, two major cyclones, Hale and Gabrielle, struck New Zealand and caused substantial damage to the WDC roading network as well as other assets throughout the district. To support recovery from disasters such as this, Waka Kotahi has funding available through the National Land Transport Fund (NRLF). This can be utilised when customers levels of transport service is reduced, or will reduce, below those that existed prior to the event and results in unforeseen, significant expenditure.

WDC, in conjunction with the Waikato District Alliance (WDA) and Waka Kotahi, have undertaken initial assessments of the network and are preparing two applications for funding support to undertake the required repairs. This is in response to each storm event.

To support these funding applications, WDC are required to provide local share. This share is calculated at the usual Funding Assistance Rate (FAR) of 51% up to 10% of the total cost of WDC's maintenance programme. If emergency works claims are higher than this threshold, the FAR increases to 71%.

For example -

- Waikato District Council's approved maintenance programme for FY2023 is \$36.5 million.
- the normal FAR is 51%.
- its cumulative claim (estimate) for emergency works for 2023 is \$4,000,000
- the FAR for the first \$3,650,000 (10% of \$36.5 million) will be 51%
- the FAR for the remaining \$350,000 above 10% will be 71%.

Through the LTP, budget was allocated to support Emergency Works and equates to \$1,394,082 in the current year 2022/2023 (including unspent carry forwards) and \$849,544 in year three 2023/2024. These budgets have FAR of 51% applied to them.

APPROVED BUDGET	EXISTING FAR	Total Budget	NZTA Subsidy	Local Share	Local Share
				<i>Loan Funding</i>	<i>Roading Replacement Fund</i>
2022/2023 Emergency Works	51%	1,394,082	710,982	341,550	341,550
2023/2024 Emergency Works	51%	849,544	433,267	208,138	208,138
		2,243,626	1,144,249	549,688	549,688

In addition to the Emergency Works response, repairs and funding applications, staff have also identified urgent works which are required to meet the network needs. By completing this work in the current financial year, the total approved NZTA subsidy will be maximised.

5. Discussion and analysis

Taataritanga me ngaa tohutohu

The assessment of damage to the roading network is currently underway and is being completed by WDC, WDA and Waka Kotahi staff. All information is being recorded in into our Roothing Asset Management System (RAMM). The initial estimate for cost of repairs for the two events is in excess of \$8,000,000 (final figures are yet to be confirmed).

Once funding is approved by both Council and Waka Kotahi, staff are seeking approval for a proportion of this work to be awarded to WDA through a variation to the existing District Wide Network Management Alliance Contract - 14/314 - this is to cover initial response costs incurred of approximately \$1.5m and for ongoing slip repair works. The balance relates to major repair works and is expected to be put to market in accordance with Waka Kotahi procurement requirements.

WDC staff are currently collating information for two applications for Cyclone hale and Cyclone Gabrielle to Waka Kotahi to secure emergency works funding. These applications include funding for initial response (clean up), on-going works and future/further work requirements (these are subject to change) on our roading network.

To secure Waka Kotahi emergency funds, we need to obtain local share to support these and are seeking approval for each application. Detailed assessments are still in progress but to allow applications to progress, estimates are currently being utilised. This methodology is accepted by Waka Kotahi and more accurate details will be provided to Council once costings are confirmed.

Emergency works First application – Cyclone Hale/ Auckland Anniversary storm

The rough order estimate is **\$3,000,000** total gross cost which will require local share of **\$1,470,000** based on Waka Kotahi FAR rates as per above.

The additional local share required over and above already approved in the LTP 2021-2031 is \$786,900. The recommended funding solution is to use the Disaster Recovery Fund.

Emergency works Second application – Cyclone Gabrielle

The rough order estimate is **\$5,000,000** total gross cost which requires local share of **\$2,159,079** as per above FAR rates.

The additional local share over and above already approved in the LTP 2021-2031 is \$1,742,803. The recommended funding solution is to use the Disaster Recovery Fund to its full capacity. The additional funding for this event will not be required until FY2024.

The Roothing team are mindful of our existing programmes, budgets, delivery, and available resources. Therefore, the anticipated timing of this expenditure is \$3,000,000 in FY22/23 and \$5,000,000 in FY23/24.

ADDITIONAL URGENT ROADING WORKS

Additional urgent Roothing works are required to respond to the network needs and to maximise the total approved Waka Kotahi subsidised budget for the 2022/2023 financial year. Additional local share funding from the Roothing replacement fund is required as per below:

Project	FAR	Total Budget	NZTA Subsidy	Local Share
				<i>Roothing Replacement Fund</i>
Safety Pavement repairs (CC721)	51%	250,000	127,500	122,500
Kerr Road bridge replacement (CC730)	51%	300,000	153,000	147,000
TOTAL ADDITIONAL SUBSIDISED		550,000	280,500	269,500
Speed signs (CC751)	N/A	400,000	0	400,000
Safety Pavement repairs (CC751)	N/A	300,000	0	300,000
Additional sealing sites (CC751)	N/A	250,000	0	250,000
TOTAL ADDITIONAL UNSUBSIDISED		950,000	0	950,000
TOTAL ADDITIONAL BUDGET REQUESTED		1,500,000	280,500	1,219,500

The Roothing replacement fund is a reserve where depreciation accumulates to fund the renewal of existing Roothing assets at the end of their useful lives.

The Roothing Replacement Fund is in surplus and can accommodate the additional funding requested.

5.1 Options

Ngaa koowhiringa

Option 1 (**Recommended Option**): To approve the recommendations of this report which will allow staff to progress with funding applications to Waka Kotahi to allow for much needed works to be completed on the network. It also provides approval to partner with the Waikato District Alliance to deliver both the emergency response work and the urgent work; as well as commence market approach for the balance of works

Option 2: Do not support the recommendations of this report. This will limit the capacity of WDC to respond to the damage caused to the roading network and will provide a sub optimal solution to residents and users of these assets.

Staff recommend Option 1 because it achieves a practical positive solution to delivery of this project.

5.2 Financial considerations

Whaiwhakaaro puutea

The Roothing Management Accountant has reviewed this report and has confirmed that the financial details included below are accurate.

EMERGENCY WORKS - FEBRUARY 2023 EVENTS

TIMING OF WORKS	ESTIMATE OF EMERGENCY WORK FOR FEB 2023 EVENTS	FAR	Total Budget	NZTA Subsidy	Local Share
2023	Cyclone Hale	51%	3,000,000	1,530,000	1,470,000
2024	Cyclone Gabrielle	51%	3,545,396	1,808,152	1,737,244
2024	Cyclone Gabrielle	71%	1,454,604	1,032,769	421,835
TOTAL ESTIMATED COST RESULTING FROM FEB23 EVENTS			8,000,000	4,370,921	3,629,079

APPROVED EXISTING BUDGET	FAR	Total Budget	NZTA Subsidy	Local Share <i>Loan Funding</i>	Local Share <i>Roothing Replacement Fund</i>
2022/2023 Emergency Works	51%	1,394,082	710,982	341,550	341,550
2023/2024 Emergency Works	51%	849,544	433,267	208,138	208,138
		2,243,626	1,144,249	549,688	549,688

ADDITIONAL FUNDING REQUIRED	FAR	Total Budget	NZTA Subsidy	Local Share <i>Disaster Recovery Fund</i>
2022/2023 Emergency Works	51%	1,605,918	819,018	786,900
2023/2024 Emergency Works	51%	2,695,852	1,374,885	1,320,967
2023/2024 Emergency Works	71%	1,454,604	1,032,769	421,835
		5,756,374	3,226,672	2,529,702

Please note, it is anticipated that there will be additional costs across all WDC asset classes which in addition to what is requested within this report. Alternative funding solutions will be need to be identified to support the completion of these repairs.

5.3 Legal considerations **Whaiwhakaaro-aa-ture**

Staff confirm that the recommendation complies with the Council's legal and policy requirements.

5.4 Strategy and policy considerations **Whaiwhakaaro whakamaaherehere kaupapa here**

The report and recommendations are consistent with the Council's policies, plans and prior decisions.

5.5 Maaori and cultural considerations **Whaiwhakaaro Maaori me oona tikanga**

The recommendations in this report have no impact on Iwi and Maaori stakeholders. Notwithstanding this, staff acknowledge that the projects and work which will occur as a result of the funding applications will impact on a number of stakeholders and engagement and consultation will occur with affected parties when appropriate.

5.6 Climate response and resilience considerations **Whaiwhakaaro-aa-taiao**

The emergency works are taking account of resilience considerations where possible.

5.7 Risks **Tuuraru**

The risks associated with not completing this work are high as proposed additional budget is key to recuperate damaged roading network to provide same level of service as agreed in LTP to our communities.

6. Significance and engagement assessment

Aromatawai paahekoheko

6.1 Significance

Te Hiranga

The decisions and matters of this report are assessed as of low significance, in accordance with the Council's [Significance and Engagement Policy](#).

6.2 Engagement

Te Whakatuutakitaki

Public engagement will be completed upon the full damage assessment and approval of funds.

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
✓	✓	<input type="checkbox"/>	Internal
✓	<input type="checkbox"/>	<input type="checkbox"/>	Community Boards/Community Committees
✓	<input type="checkbox"/>	<input type="checkbox"/>	Waikato-Tainui/Local iwi and hapuu
✓	<input type="checkbox"/>	<input type="checkbox"/>	Affected Communities
✓	<input type="checkbox"/>	<input type="checkbox"/>	Affected Businesses
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other (Please Specify)

7. Next steps

Ahu whakamua

Subject to Council approval, staff will complete the Waka Kotahi funding applications to seek emergency works funding. Once subsidy funding is confirmed, the Waikato District Alliance will be engaged to continue response works and slip repair works; and with the balance of major works being packaged and put to market.

8. Confirmation of statutory compliance TE WHAKATUUTURUTANGA AA-TURE

As required by the Local Government Act 2002, staff confirm the following:

The report fits with Council's role and Terms of Reference and Delegations.	Confirmed
The report contains sufficient information about all reasonably practicable options identified and assessed in terms of their advantages and disadvantages (<i>Section 5.1</i>).	Confirmed
Staff assessment of the level of significance of the issues in the report after consideration of the Council's Significance and Engagement Policy (<i>Section 6.1</i>).	Low
The report contains adequate consideration of the views and preferences of affected and interested persons taking account of any proposed or previous community engagement and assessed level of significance (<i>Section 6.2</i>).	Confirmed
The report considers impact on Māori (<i>Section 5.5</i>)	Confirmed
The report and recommendations are consistent with Council's plans and policies (<i>Section 5.4</i>).	Confirmed
The report and recommendations comply with Council's legal duties and responsibilities (<i>Section 5.3</i>).	Confirmed

9. Attachments Ngaa taapirihanga

There are no attachments for this report.

To	Waikato District Council
Report title	Making Good Decisions Course
Date:	7 March 2023
Report Author & Authoriser:	Tony Whittaker, Chief Operating Officer

1. Purpose of the report

Te Take moo te puurongo

To seek approval for the attendance of Councillor Mike Keir and Deputy Mayor Carolyn Eyre to attend the Making Good Decisions Course in Christchurch on Wednesday 29 March 2023 and Thursday 30 March 2023.

The purpose of Making Good Decisions Course is to help councillors, community board members, and independent commissioners make better decisions under the Resource Management Act 1991 (RMA). It provides RMA decision-makers with the skills needed to run fair and effective hearings, and to make informed decisions.

The cost of the course is \$2,318.00 (excl. GST) per person.

A report will be prepared by the attendees post training and provided to Council.

2. Staff recommendations

Tuutohu-aa-kaimahi

That the Waikato District Council confirms:

- a. Councillor Mike Keir and Deputy Mayor Carolyn Eyre attend the Making Good Decisions Course in Christchurch on 29 and 30 March 2023.**

3. Attachments

Ngaa taapirihanga

Module information for the course.

Attachment 1 – Module information for the course.

The screenshot shows a website header with a dark background and white text. The header includes a logo on the left and a navigation menu with the following items: HOME, ABOUT US, UPCOMING COURSES, CATALOGUE, TERMS AND CONDITIONS, PRIVACY POLICY, CONTACT INFORMATION, STUDENT INFORMATION, and a 'Contact Us' button. A search icon and a social media icon are also present on the right side of the header.

The main content area is white and contains the following text:

Description

The Making Good Decisions Programme (MCD) Foundation Course covers 10 modules and is run over two days.

- Module 1 - Natural Justice and Ethics
- Module 2 - Principles of RMA Decision Making
- Module 3 - Considerations Relating to Maori
- Module 4 - The Planning Framework and Hearings
- Module 5 - Consent Hearings
- Module 6 - Roles of Participants in Hearings
- Module 7 - Procedures for Hearings under the RMA
- Module 8 - Managing Hearings
- Module 9 - Considering, Testing and Weighing Evidence
- Module 10 - Deliberation and Preparing Decisions

Assessment information

Please note there is a pre assessment that needs to be completed prior to attending the course which counts for 20% of the final result. There is also a post assessment on completion of the course which counts for 80% of the final result.