
Open Meeting – LATE REPORT

To	Waikato District Council
From	His Worship Mayor Allan Sanson
Date	26 August 2020
Prepared by	Brendan Stringer Democracy Manager
Chief Executive Approved	Y
Reference #	GOV1301
Report Title	Appointment of Council representatives – Future Proof Implementation Committee and Waikato Regional Council’s Regional Connections Committee.

EXECUTIVE SUMMARY

The purpose of this report is to request that the Council appoint:

- an alternate representative on the Future Proof Implementation Committee; and
- a representative on the Waikato Regional Council’s Regional Connections Committee.

Future Proof Implementation Committee – Appointment of Alternate

The Future Proof Implementation Committee (FPIC) is a Joint Committee under the Seventh Schedule of the Local Government Act 2002. The core Future Proof Implementation Committee is made up of members from Hamilton City Council, Waipa and Waikato District Council, the Waikato Regional Council, taangata whenua, Waka Kotahi (the NZ Transport Agency) and the Waikato District Health Board. Its wider membership, to incorporate the Hamilton to Auckland Corridor, includes central government, the Auckland Council and Auckland iwi. An Agreement governing the FPIC is in place in accordance with Clause 30A, Schedule 7, of the Local Government Act 2002.

In order to ensure that the FPIC always has sufficient voting members present to reach a quorum, it is proposed that member organisations appoint an alternate. That person can attend FPIC meetings as a voting member and participate in the meeting when another member from that organisation is unable to attend. In addition, when not fulfilling an alternate role, they can still attend, but not sit around the table and are not able participate in the formal meeting.

FPIC’s terms of reference and delegations are attached to this report (Attachment I).

Mayor Sanson and Cr Bech are the Council's current representatives on FPIC. It is proposed that Cr Gibb is appointed as the Council's alternate representative on FPIC.

Regional Connections Committee

The Committee's objective is to enhance the wellbeing of communities through the achievement of the goals set out in the Regional Public Transport Plan. In particular, its terms of reference are to:

- Consider and recommend on matters relevant to the implementation and monitoring of the Regional Public Transport Plan;
- Develop the draft Regional Public Transport Plan and recommend it to Waikato Regional Council (via the Strategy & Policy Committee) for public consultation (as required);
- Ensure all policy developed in the Regional Public Transport Plan is consistent with the operative Regional Land Transport Plan.

A copy of the Committee's terms of reference and delegations are attached to this report.

To date the Committee's meetings have been focussed on urban transport issues around Hamilton area. However, the WRC recognises that the Committee needs to ensure that other communities are included and can have input for collaboration on regional issues.

The Committee is proposing to have two meetings a year that provide for input of a regional focus. The first meeting is proposed for 18 September 2020. The meetings will be held in March and September for the following years.

It is proposed that Cr Eugene Patterson is appointed as the Council's representative on the Committee and that Cr Noel Smith is appointed as the alternate representative.

RECOMMENDATION

THAT the report from His Worship the Mayor be received;

AND THAT the Council appoints Cr Janet Gibb as its alternate representative on the Future Proof Implementation Committee;

AND FURTHER THAT the Council appoints Cr Eugene Patterson as its representative, and Cr Noel Smith as the alternate representative, on Waikato Regional Council's Regional Connections Committee;

AND FURTHER THAT the Council notes that the Governance Structure will be updated to reflect these appointments.

ATTACHMENTS

Attachment 1 - Terms of reference and delegations for the Future Proof Implementation Committee

Attachment 2 – Terms of reference and delegations for the Regional Connections Committee



Future Proof
Knowing our future by planning today

Future Proof Implementation Committee

AGREEMENT



Future Proof Implementation Committee - Agreement

Purpose

This Agreement is made pursuant to Clause 30A, Schedule 7 of the Local Government Act 2002 (LGA 2002). The purpose is to provide for a joint Committee of Hamilton City Council, Waikato District Council, Waipa District Council, Waikato Regional Council, Matamata-Piako District Council and tāngata whenua to undertake growth management planning across the sub-region¹ in accordance with the Future Proof Strategy and Implementation Plan.

The Joint Committee has additional public body representation from the New Zealand Transport Agency (NZTA), the Waikato District Health Board (DHB). The NZTA and the DHBs are observers with speaking rights but in a non-voting capacity.

The Future Proof Implementation Committee also has expanded membership for the Hamilton to Auckland Corridor programme. This membership includes Central Government, the Auckland Council and tāngata whenua representation from Auckland iwi. This membership is in addition to the existing Future Proof Implementation Committee.

This Agreement sits alongside the Memorandum of Understanding contained in Appendix 3 of the Future Proof Strategy.² The Memorandum of Understanding in the Future Proof Strategy covers the principles and approach to implementation between the Strategy partners, including how the parties will work together. This Agreement focuses on the Joint Committee, including its membership and delegations. Any additional Memoranda of Understanding that are completed will be in addition and complementary to this Agreement.

The Future Proof Implementation Committee has been established as a joint partnership to focus on growth management in the Future Proof sub-region. For the Hamilton to Auckland Corridor, the expanded partnership will oversee the implementation of the Hamilton to Auckland Corridor workstreams. This will occur through developing and implementing plans and strategies, as well as monitoring and undertaking any reviews in accordance with the functions as set out in the Terms of Reference attached to this Agreement as **Appendix 1**.

The Committee is a formal joint committee pursuant to the LGA 2002 (Clauses 30 and 30A, Schedule 7). The Committee will not be discharged at the point of the next election period (in line with Clause 30(7) of Schedule 7, LGA 2002).

¹ The 'sub-region' refers to the territorial areas of Hamilton City Council, Waikato District Council, Waipa District Council and Matamata-Piako District Council.

² Future Proof Strategy, 2017

Membership

Future Proof Specific

The Future Proof Implementation Committee is to be comprised of two elected member representatives as appointed by the local authorities, including the Mayors and Regional Council Chairperson, and three representatives to be nominated by tāngata whenua – one from the Tainui-Waikato Alliance, one from Waikato-Tainui and one from Ngā Karu Atua o te Waka.

An Independent Chairperson is to be appointed by the Future Proof Implementation Committee to chair the Committee. The Independent Chairperson has speaking rights and voting capacity. A Deputy Chairperson is also to be appointed by the Committee from the existing voting membership.

The NZTA is to be represented through its Director of Regional Relationships as an observer with speaking rights but in a non-voting capacity.

The Waikato DHB is also represented on the Future Proof Implementation Committee, by a person to be nominated by the Board, as an observer with speaking rights but in a non-voting capacity.

Hamilton to Auckland Corridor

For Hamilton to Auckland Corridor matters, the Future Proof Implementation Committee will be expanded to include:

- Up to three Ministers of the Crown - voting
- Up to three mana whenua representatives from the Auckland Mana Whenua Kaitiaki Forum - voting
- An Auckland Council Governing Body representative and a Franklin Local Board representative³ - voting
- Additional Ministers and Auckland local government elected members if and when relevant and required – non-voting

General

The standing membership of the Future Proof Implementation Committee for Future Proof specific matters shall be limited to 14 members (including the Independent Chairperson), but with the power to co-opt up to a maximum of four additional non-voting members where required to ensure effective planning and implementation. In accordance with Clause 30A of Schedule 7 to the Local Government Act 2002, the quorum at a meeting of the Committee shall be 7 voting members.

The standing membership of the Future Proof Implementation Committee for the Hamilton to Auckland Corridor component shall be limited to 22 members (including the Independent Chairperson), but with the power to co-opt up to a maximum of four additional non-voting members where required to ensure effective planning and implementation. In accordance with Clause 30A of

³ Auckland Council participation in the Future Proof Implementation Committee for Hamilton to Auckland Corridor matters is limited to growth management issues relating to central government's Urban Growth Agenda; cross-boundary issues; specific project initiatives relevant to Auckland and any other matters that Auckland Council wishes to specifically table with the authorisation of the Independent Chairperson.

Schedule 7 to the Local Government Act 2002, the quorum at a meeting of the Committee shall be 11 voting members.

Voting member organisations may appoint one alternate representative with full speaking rights and voting capacity who may attend meetings in place of any one of the appointed representatives. Non-voting member organisations may send alternates, who shall have speaking rights, however these do not need to be appointed.

Other representatives of voting and non-voting organisations are permitted to attend meetings of the Committee; however attendance at any public excluded session shall only be permitted with the prior approval of the Chairperson. Likewise, speaking rights of other representatives at Committee meetings (whether in public session or not) shall only be granted with the prior approval of the Chairperson.

Meeting Frequency

Bi-monthly, or as necessary and determined by the Independent Chairperson.

Notification of meetings and the publication of agendas and reports shall be conducted in accordance with the requirements of Part 7 of the Local Government Official Information and Meetings Act 1987, and will be undertaken by the agreed administration authority.

Delegations

The Future Proof Implementation Committee is delegated the following functions in support of its overall purpose:⁴

Future Proof

- Providing leadership on growth management and spatial planning in the sub-region.
- Overseeing the implementation of the Future Proof Strategy and undertaking any reviews or updates of the Strategy, including adopting any draft strategies for public consultation.
- Taking responsibility for progressing those actions specifically allocated to the “Future Proof Implementation Committee” in the strategy and making sure the implementation does occur.
- Monitoring the Future Proof Strategy and ensuring a joined up approach to implementation, this includes monitoring and reporting progress against milestones.
- Reviewing and recommending adjustments to the strategy if circumstances change.
- Addressing cross-boundary matters within the Future Proof sub-region, as well as with other neighbouring regions that are consistent with the agreed settlement pattern.
- Approving submissions to Local Authorities, Central Government and other agencies on Future Proof related matters.
- Identifying and resolving any consultation inconsistencies between the Future Proof Strategy and subsequent public consultation processes of the partner Councils.

⁴ All decisions on funding made by any Future Proof Partner will be independent of their role on the Hamilton to Auckland Corridor Steering Group and in compliance with the requirements of their respective legislative and decision-making obligations.

- Facilitating consultation with the community.
- Implementing the Memorandum of Understanding to provide and maintain partnership relationships.
- Champion integration and implementation through partner strategies, programmes, plans and policy instruments and through partnerships with other sectors such as health, education and business.
- Advocating to Central Government and other organisations on relevant Future Proof growth management matters.
- Selecting and appointing an Independent Chairperson and a Deputy Chairperson.

Hamilton to Auckland Corridor

- Overseeing the development and implementation of the Hamilton to Auckland Corridor Plan and associated work streams, including adopting any drafts for public consultation.
- Ensuring organisation systems and resources support implementation of the Hamilton to Auckland Corridor Plan.
- Addressing cross-boundary matters between Auckland and the Waikato, and within the Future Proof sub-region, as well as with other neighbouring regions.
- Monitoring the implementation of the Hamilton to Auckland Corridor Plan and associated work streams.
- Reviewing and recommending changes to the Hamilton to Auckland Corridor Plan if circumstances change.
- Ensuring alignment with existing council plans, strategies and policies, and with existing evidence, for example around climate impacts and emissions.
- Ensuring alignment with initiatives already underway such as the Crown and Auckland Council Joint Programme of Work on Auckland Housing and Urban Growth.
- Facilitating consultation with the partners and the wider community where relevant.


Central Government and Auckland Council's participation in the Future Proof Implementation Committee does not constitute endorsement of initiatives in any way, and all financial, policy and other decisions still need to be approved by Central Government, Auckland Council or any Auckland Council-controlled organisation boards.

Variation of this Agreement

This agreement may be varied from time to time, but only with the endorsement of the Future Proof Implementation Committee.

Execution

Hamilton City Council by:



Dated: 15/8/19

Waikato District Council by:



Dated: 15/8/19

Waipa District Council by:



Dated: 15/8/19

Waikato Regional Council by:

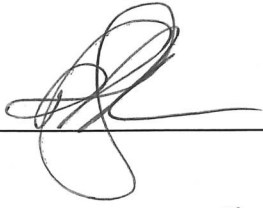


Dated: 15/8/19

Matamata-Piako District Council by:

Dated: _____

Waikato-Tainui by:



Dated: 15/8/2019

Tainui-Waka Alliance by:




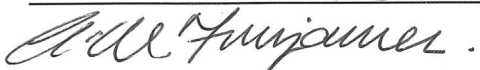
Dated: 15/8/2019

Nga Karu Atua o te Waka by:



Dated: 15/08/2019

Auckland Council by:

 15.8.19
 15/8/19

Dated: _____

Central Government by:

 | 

Dated: 15.8.19 15.08.19.

Mana Whenua Kaitiaki Forum by:

Dated: _____

Appendix 1: Future Proof Implementation Committee Terms of Reference⁵

Future Proof Implementation Committee (FPIC) – Future Proof Specific

Purpose: Pursuant to Section Clause 30 Schedule 7 of Government Act 2002, a joint Committee of Hamilton City Council, Waikato District Council, Waipa District Council, Waikato Regional Council, Matamata-Piako District Council and t ngata whenua be retained to implement the Future Proof Strategy and Implementation Plan.

Delegations: The Future Proof Implementation Committee be delegated authority to progress and implement the Future Proof Strategy in accordance with the following functions:

- Providing leadership on growth management and spatial planning in the sub-region.
- Overseeing the implementation of the Future Proof Strategy and undertaking any reviews or updates of the Strategy, including adopting any draft strategies for public consultation.
- Taking responsibility for progressing those actions specifically allocated to the “Future Proof Implementation Committee” in the strategy and making sure the implementation does occur.
- Monitoring the Future Proof Strategy and ensuring a joined-up approach to implementation, this includes monitoring and reporting progress against milestones.
- Reviewing and recommending adjustments to the strategy if circumstances change.
- Addressing cross-boundary matters within the Future Proof sub-region, as well as with other neighbouring regions that are consistent with the agreed settlement patterns.
- Approving submissions to Local Authorities, Central Government and other agencies on Future Proof related matters.
- Identifying and resolving any consultation inconsistencies between the Future Proof Strategy and subsequent public consultation processes of the partner Councils.
- Facilitating consultation with the community.
- Implementing the Memorandum of Understanding to provide and maintain partnership relationships.
- Champion integration and implementation through partner strategies, programmes, plans and policy instruments and through partnerships with other sectors such as health, education and business.
- Advocating to Central Government and other organisations on relevant Future Proof growth management matters.
- Selecting and appointing an Independent Chairperson and a Deputy Chairperson.

⁵ These Terms of Reference replace those contained in Section 10.2.2 of the Future Proof Strategy.

Membership: That representation be comprised of:

- Two elected member representatives as appointed by the contributing authorities, including the Mayors and Regional Council Chairperson
- Three representatives to be nominated by Waikato tāngata whenua – one from the Tainui Waka Alliance, one from Waikato-Tainui and one from Nga Karu Atua o te Waka
- That an Independent Chairperson, to be appointed by the Committee, chair the Committee.

That the standing membership be limited to 14 members, but with the power to co-opt up to a maximum of four additional non-voting members where required to ensure the effective development and implementation of the Future Proof Strategy.

That the NZTA be represented through its Director of Regional Relationships as an observer with speaking rights but in a non-voting capacity.

That the Waikato DHB be represented by a person to be nominated by the Board, as an observer with speaking rights but in a non-voting capacity.

Meeting frequency: Bi-monthly, or as necessary and determined by the Independent Chairperson.

Future Proof Implementation Committee (FPIC) – Hamilton to Auckland Corridor

Purpose: Pursuant to Section Clause 30 Schedule 7 of Government Act 2002, an expanded Future Proof Implementation Committee which includes Auckland Council, Central Government and **representatives of the Auckland** Mana Whenua Kaitiaki Forum to progress and implement the Hamilton to Auckland Corridor Plan.

Delegations: The expanded Future Proof Implementation Committee be delegated authority to progress and implement the Hamilton to Auckland Corridor Plan and associated work streams in accordance with the following functions:

- Overseeing the development and implementation of the Hamilton to Auckland Corridor Plan and associated work streams, including adopting any drafts for public consultation.
- Ensuring organisation systems and resources support implementation of the Hamilton to Auckland Corridor Plan.
- Addressing cross-boundary matters between Auckland and the Waikato, and within the Future Proof sub-region, as well as with other neighbouring regions.
- Monitoring the implementation of the Hamilton to Auckland Corridor Plan and associated work streams.
- Reviewing and recommending changes to the Hamilton to Auckland Corridor Plan if circumstances change.

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- Ensuring alignment with existing council plans, strategies and policies, and with existing evidence, for example around climate impacts and emissions.
 - Ensuring alignment with initiatives already underway such as the Crown and Auckland Council Joint Programme of Work on Auckland Housing and Urban Growth.
 - Facilitating consultation with the partners and the wider community where relevant.
 - Facilitating consultation with the partners and the wider community where relevant.

Membership:

For Hamilton to Auckland Corridor matters, the Future Proof Implementation Committee will be expanded to include:

- Up to three Ministers of the Crown - voting
- Up to three mana whenua representatives from the Auckland Mana Whenua Kaitiaki Forum - voting
- An Auckland Council Governing Body representative and a Franklin Local Board representative⁶ - voting
- Additional Ministers and Auckland local government elected members if and when relevant and required – non voting

That the standing membership be limited to 22 members, but with the power to co-opt up to a maximum of four additional non-voting members where required to ensure effective planning and implementation.

Meeting frequency:

Bi-monthly, or as necessary and determined by the Independent Chairperson.

⁶ Auckland Council participation in the Future Proof Implementation Committee for Hamilton to Auckland Corridor matters is limited to growth management issues relating to central government's Urban Growth Agenda; cross-boundary issues; specific project initiatives relevant to Auckland and any other matters that Auckland Council wishes to specifically table with the authorisation of the Independent Chairperson.

Regional Connections Committee

- REPORTING TO:** Council
- CONSTITUTION:** Three (3) voting members appointed by Waikato Regional Council (one to be Chair)
- The Council Chair or Deputy Chair (ex-officio with full voting rights),
- Four (4) voting members appointed by Hamilton City Council (one to be Deputy Chair).
- One (1) voting member from each Territorial Authority by invitation¹.
- One (1) non-voting member to be appointed by each of the following agencies or sectors:
- Waka Kotahi - NZ Transport Agency
 - Access and Mobility Sector
- QUORUM:** Two (2), one of whom must be a member of Council²
- MEETING FREQUENCY:** Quarterly or as required
- OBJECTIVE:** To enhance the wellbeing of our communities through the achievement of the goals set out in the Regional Public Transport Plan.
- SCOPE OF ACTIVITY:**
1. Consider and recommend on matters relevant to the implementation and monitoring of the Regional Public Transport Plan.
 2. Develop the draft Regional Public Transport Plan and recommend it to Council (via the Strategy & Policy Committee) for public consultation (as required).
 3. Ensure all policy developed in the Regional Public Transport Plan is consistent with the operative Regional Land Transport Plan.
- POWER TO ACT:**
1. To receive regular monitoring reports and presentations on the matters set out in the Scope of Activity.
 2. To prepare the draft Regional Public Transport Plan.
- POWER TO RECOMMEND:**
1. To recommend in respect of matters relating to the implementation and monitoring of the Regional Public Transport Plan.

¹ Invitation will be extended to the authority as appropriate and relating to the matters under consideration.

² SO 10.1 – majority of the members physically present where the number of members (including vacancies) is odd. SO 10.2 – In the case of committees at least one member of the quorum must be a member of the council. Reduced quorum to legislative minimums as per 23 March 2020 Council resolution WRC20/42. Council must review the reduced quorum no later than October 2020.