

ORDER PAPER

ORDINARY COUNCIL MEETING

Date: Thursday, 28 March 2024

Time: 1.00pm

Venue: Council Chamber
Rangitikei District Council
46 High Street
Marton

Chair: HWTM Andy Watson

Deputy Chair: Cr Dave Wilson

Membership: Cr Brian Carter
Cr Gill Duncan
Cr Richard Lambert
Cr Piki Te Ora Hiroa
Cr Coral Raukawa
Cr Jeff Wong
Cr Simon Loudon
Cr Greg Maughan
Cr Fi Dalgety

For any enquiries regarding this agenda, please contact:

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Locations:	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <u>Marton</u> Head Office 46 High Street Marton </td> <td style="width: 50%; vertical-align: top;"> <u>Bulls</u> Bulls Information Centre Te Matapihi 4 Criterion Street Bulls </td> </tr> <tr> <td colspan="2" style="text-align: center; vertical-align: top;"> <u>Taihape</u> Taihape Information Centre 102 Hautapu Street (SH1) Taihape </td> </tr> </table>	<u>Marton</u> Head Office 46 High Street Marton	<u>Bulls</u> Bulls Information Centre Te Matapihi 4 Criterion Street Bulls	<u>Taihape</u> Taihape Information Centre 102 Hautapu Street (SH1) Taihape	
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Notice is hereby given that an Ordinary Meeting of Council of the Rangitikei District Council will be held in the Council Chamber, Rangitikei District Council, 46 High Street, Marton on Thursday, 28 March 2024 at 1.00pm.

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AGENDA

1 Welcome / Prayer

2 Apologies

3 Public Forum

No Public Forum

4 Conflict of Interest Declarations

Members are reminded of their obligation to declare any conflicts of interest they might have in respect of items on this agenda.

5 Confirmation of Order of Business

That, taking into account the explanation provided why the item is not on the meeting agenda and why the discussion of the item cannot be delayed until a subsequent meeting, [enter item number](#) be dealt with as a late item at this meeting.

6 Confirmation of Minutes

6.1 Confirmation of Minutes

Author: Kezia Spence, Governance Advisor

1. Reason for Report

1.1 The minutes from Ordinary Council Meeting held on 29 February 2024 are attached.

Attachments

1. Ordinary Council Meeting - 29 February 2024

Recommendation

That the minutes of Ordinary Council Meeting held on 29 February 2024 **[as amended/without amendment]** be taken as read and verified as an accurate and correct record of the meeting, and that the electronic signature of the Chair of this Committee be added to the official minutes document as a formal record.

MINUTES



UNCONFIRMED: ORDINARY COUNCIL MEETING

Date: Thursday, 29 February 2024
Time: 1.00pm
Venue: Council Chamber
 Rangitikei District Council
 46 High Street
 Marton

Present

- HWTM Andy Watson
- Cr Dave Wilson
- Cr Brian Carter
- Cr Gill Duncan
- Cr Richard Lambert
- Cr Piki Te Ora Hiroa
- Cr Jeff Wong
- Cr Simon Loudon
- Cr Greg Maughan
- Cr Fi Dalgety (zoom)

In attendance

- Mr Kevin Ross, Chief Executive
- Mr Arno Benadie, Chief Operating Officer
- Mrs Carol Gordon, Group Manager - Democracy and Planning
- Ms Gaylene Prince, Group Manager - Community
- Mr Dave Tombs, Group Manager - Corporate Services
- Mrs Sharon Grant, Group Manager - People and Performance
- Mrs Adina Foley, Group Manager- Capital Projects
- Ms Janna Isles, Corporate Planner
- Mr Jarrod Calkin, Economic Wellbeing Lead
- Mr Eswar Ganapathi, Senior Project Manager
- Ms Kezia Spence, Governance Advisor
- Mrs Fiona Elkington, AuditNZ

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1 Welcome / Prayer

Deputy Mayor Cr Wilson explained the Mayor was away on Council business, and that he would be chairing the meeting. The meeting opened at 1.00pm.

2 Apologies

Resolved minute number 24/RDC/020

Apologies received from His Worship the Mayor (noting he was away on Council business) and Cr Raukawa.

Cr D Wilson/Cr Hiroa. Carried

3 Public Forum

There was no public forum.

4 Conflict of Interest Declarations

There were no conflict of interests declared.

5 Confirmation of Order of Business

Item 10.2 Adoption of the Long-Term Plan Consultation Document was moved to after Item 10.4- Adoption: Climate Change Strategy and Action Plan.

Public Excluded item 13.5 Road Maintenance Procurement Strategy was moved to be the first item.

6 Confirmation of Minutes

Resolved minute number 24/RDC/021

That the minutes of Ordinary Council Meeting held on 1 February 2024 **without amendment** be taken as read and verified as an accurate and correct record of the meeting, and that the electronic signature of the Chair of this Committee be added to the official minutes document as a formal record.

Cr D Wilson/Cr R Lambert. Carried

7 Follow-up Action Items from Previous Meetings

7.1 Follow-up Action Items from Council Meetings

Item 16 – Bulls Bus Lane

Council noted that this an ongoing concern. Staff responded that there are no further updates and that if there are incidents on the bus lane that this should be reported, as this supports the prioritisation of the action.

Resolved minute number 24/RDC/022

That the report 'Follow-up Action Items from Council Meetings' be received.

Cr D Wilson/Cr J F Wong. Carried

8 Mayor's Report

8.1 Mayor's Report - 29 February 2024

The report was taken as read.

Resolved minute number 24/RDC/023

That the Mayor's Report – 29 February 2024 be accepted.

Cr D Wilson/Cr G Duncan. Carried

9 Chief Executive's Report

9.1 Chief Executive's Report - February 2024

Events Held Across the District at Council's Facilities

Mrs Gordon noted that the list is provided by the Parks team. It was requested that if any Councillors know of an event being held at one of Council's facilities they encourage event holders to complete the paperwork and notify the Parks team, following this process means that staff can provide what may be required, i.e rubbish clearing and mowing of lawns etc.

Te Matapihi Public Facilities

Ms Prince responded to questions that the recent changes to the Freedom Camping means that campervans must be self-contained and therefore they do not need access to the Nga Awa block. Ms Prince also advised she has reached out to bus companies to ask if they require after hours access to Te Matapihi and they advised they do not.

Captain Cook Plaque

It was requested that this item go to Te Roopuu Ahi Kaa for further engagement.

Horizons Request to be Part of New Build at 46 High Street

Council gave support to this request and noted that there are benefits to work alongside each other in the same building, such as a point of contact with customer service.

Resolved minute number 24/RDC/024

That the Chief Executive's Report – February 2024 be received.

Cr B Carter/Cr G Maughan. Carried

Resolved minute number 24/RDC/025

That Council agrees, in principle, to discuss with Horizons the potential to co-locate some Horizons staff on the new site for the Marton offices and library on 46 High Street, Marton.

Cr B Carter/Cr G Maughan. Carried

10 Reports for Decision

10.1 Adoption of Documents Supporting the Consultation Document for the 2024-25 Long Term Plan & Simultaneous Consultation

Council acknowledged that there has been a large amount of work completed and that there have been several workshops on the Long Term Plan.

It was requested that the strategic vision on page 6, include the Māori ward councillors as a strength.

Resolved minute number 24/RDC/026

That Adoption of Documents supporting the consultation document for the 2024-34 Long Term Plan & simultaneous Consultation be received.

Cr D Wilson/Cr Hiroa. Carried

Resolved minute number 24/RDC/027

That the supporting documents including:

- Council's example properties – rating impacts
- Draft Long Term Plan 2024-34 including the Infrastructure and Financial Strategy
- Rangitikei District Strategic Framework
- Roding Asset Management Plan
- 3 Waters Asset management Plan

be adopted in accordance with section 93G of the Local Government Act 2002 and be made available to the public as supporting information for Council's Long Term Plan 2024-34 Consultation Document.

Cr D Wilson/Cr G Duncan. Carried

Resolved minute number 24/RDC/028

That Council adopts for consultation simultaneously with the Consultation Document for the Long Term Plan 2024-34 the following:

- Proposed Schedule of Fees and Charges
- Draft Revenue and Financing Policy
- Draft Rates Remission Policy
- Draft Significance and Engagement Policy
- Draft Development Contributions Policy
- Summary of Information for Simultaneous Consultation Topics

Cr F Dalgety/Cr B Carter. Carried

Resolved minute number 24/RDC/029

That the Chief Executive and the Group Manager Democracy and Planning be delegated authority to make minor amendments to the Supporting information for the Long Term Plan 2023-34 Consultation Document.

Cr R Lambert/Cr B Carter. Carried

Resolved minute number 24/RDC/030

That the Chief Executive and the Group Manager Democracy and Planning be delegated authority to make minor amendments to the documents for Simultaneous Consultation.

Cr Hiroa/Cr S Loudon. Carried

10.2 Adoption of the Long Term Plan 2024-34 Consultation Document

This item was moved to after 10.4 Adoption: Climate Change Strategy and Action Plan.

Mrs Fiona Elkington from Audit NZ was attendance.

Mrs Elkington updated the Council advising that going out for consultation without an audit opinion in the Consultation Document was allowed for, for this LTP only, under the Water Services Acts Repeal Act 2024. It was acknowledged that putting 3 waters back into the LTP process meant there was significantly more work to be done on the 3 waters Asset Management Plan and Infrastructure Strategy. This affected Council's timelines and providing this information to Audit NZ.

In response to a question Mrs Elkington advised there are other councils facing the same situation especially if they want to meet the 30 June deadline to adopt their LTP. Mrs Elkington advised there are no major concerns at this stage, but the importance is strengthening the assumptions that have been made.

Resolved minute number 24/RDC/031

That the report 'Adoption of the Long Term Plan 2024-34 Consultation Document' be received.

Cr D Wilson/Cr J F Wong. Carried

Resolved minute number 24/RDC/032

That Council adopts the Long Term Plan 2024-34 Consultation Document (subject to minor editorial changes) for public consultation, noting there is no Audit opinion in the Consultation Document, as provided for by the Water Services Acts Repeal Act 2024.

Cr F Dalgety/Cr G Duncan. Carried

Resolved minute number 24/RDC/033

That Council resolves that for the 2024-34 Long Term Plan it is financially prudent to set projected operating expenses at a different level than that required by section 100(1) of the Local Government Act 2002, having had regard to the four factors specified in section 100(2) of that Act.

Cr Hiroa/Cr J F Wong. Carried

10.3 Future options for the Council-owned Buildings on the Corner of High Street/Broadway, Marton

This item was moved to after item 10.1.

Mr Calkin presented the report and clarified why Council must follow the Public Works Act..

Cr Wilson noted that there would be further decisions for Council to make once they decided if the buildings were surplus and that the associated costs with any sale would be dependent on the decision at the meeting today.

It was advised that the Marton Civic Centre project name would be re-worded to better reflect the project due to the confusion of the name, which would be Marton Offices and Library.

Resolved minute number 24/RDC/034

That the report 'Future options for the Council-owned Buildings on the Corner of High Street/Broadway, Marton' be received.

Cr Hiroa/Cr R Lambert. Carried

Resolved minute number 24/RDC/035

That Council determines the buildings 304, 312 and 314-318 Broadway, Marton are deemed a surplus site.

And

Council staff are instructed to begin discussions with the previous vendor or their successor to sell the buildings 304, 312 and 314-318 Broadway, Marton by private contract as per the Public Works Act 1981.

Cr S Loudon/Cr G Maughan. Carried

10.4 Adoption: Climate Change Strategy and Action Plan

Ms Spence advised this item would be presented to Te Roopuu Ahi Kaa to make any specific suggestions at their workshop being held on the 12 March 2024.

Resolved minute number 24/RDC/036

That the report 'Adoption: Climate Change Strategy and Action Plan' be received.

Cr B Carter/Cr F Dalgety. Carried

Resolved minute number 24/RDC/037

That Council adopt the Climate Strategy and Action Plan, subject to minor amendments.

Cr B Carter/Cr F Dalgety. Carried

10.5 Road Legalisation - Gorge Road, Taihape Rural

Mr Ross and Mr Pointon acknowledged that this was a common Council operation and that the cost of the survey comes from the roading budget and there is budget within this.

Resolved minute number 24/RDC/038

That the Report "Road Legalisation – Gorge Road, Taihape Rural" be received.

Cr D Wilson/Cr G Duncan. Carried

Resolved minute number 24/RDC/039

That Council instructs and authorises the Chief Executive to negotiate and execute all requisite agreements and documents to complete stopping of road, acquisition of land and legalisation of realigned boundaries at Gorge Road, Taihape.

Cr D Wilson/Cr B Carter. Carried

Resolved minute number 24/RDC/040

That no compensation be offered or paid to the adjoining landowner for the minimal 0.0397 hectares inequality of exchange.

Cr B Carter/Cr S Loudon. Carried

Resolved minute number 24/RDC/041

That Council meet all costs of survey and legalisation processes involved with no contribution or reimbursement to be sought from the adjoining landowners.

Cr B Carter/Cr Hiroa. Carried

11 Reports for Information

11.1 Project Management Office Report - February 2024

Cr Wilson noted that a recent report was provided at the Assets / Infrastructure meeting, and it was requested that Mrs Foley give key updates for projects.

Papakai Pump Station

Mrs Foley advised this project is close to completion and there will be an underspend of the budget due to the contingency around this project not been fully used.

Marton Water Strategy

The tested analysis of the water was completed successfully, and the water quality results have been received. The pump testing has still not been received.

Mrs Foley responded to questions about the water quality, advising that staff have set the parameters and these were reached when treating the water.

Marton Rail Hub

A further report on the risks to Council will go to the March Risk and Assurance meeting.

Resolved minute number 24/RDC/042

That the report 'Project Management Office Report - February 2024' be received.

Cr G Maughan/Cr Hiroa. Carried

12 Minutes from Committees

12.1 Minutes from Committees

The report was taken as read.

Resolved minute number 24/RDC/043

That the following minutes are received:

- Marton Community Committee-13 Dec-23
- Bulls Community Committee- 24 Jan 24
- Hunterville Rural Water Scheme- 12 Feb 24
- Hunterville Community Committee- 12 Feb 24
- Te Roopuu Ahi Kaa Komiti- 13 Feb 24
- Ratana Community Board- 13 Feb 24

- Turakina Community Committee- 15 Feb 24

Cr D Wilson/Cr G Duncan. Carried

13 Public Excluded

The meeting went into public excluded session 2.32pm.

Resolution to Exclude the Public

Resolved minute number **24/RDC/044**

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

1. Public Excluded Council Meeting - 1 February 2024
2. 3.30pm Public Forum
3. Follow-up Action Items from Council (Public Excluded) Meetings
4. Marton Water Strategy - Contract award treatment process
5. Road Maintenance Procurement Strategy Update

The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the *Local Government Official Information and Meetings Act 1987* for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
13.1 - Public Excluded Council Meeting - 1 February 2024	To consider the minutes relating to matters that were the subject of discussion at the 01 February meeting.	S48(1)(a)
13.2 - 3.30pm Public Forum	s7(2)(b)(ii) - Commercial Position s7(2)(h) - Commercial Activities	s48(1)(a)(i)
13.3 - Follow-up Action Items from Council (Public Excluded) Meetings	s7(2)(a) - Privacy s7(2)(b)(ii) - Commercial Position s7(2)(h) - Commercial Activities s7(2)(i) – Negotiations	s48(1)(a)(i)
13.4 - Marton Water Strategy - Contract award treatment process	s7(2)(h) - Commercial Activities s7(2)(i) - Negotiations	s48(1)(a)(i)
13.5 - Road Maintenance Procurement Strategy Update	s7(2)(a) - Privacy	s48(1)(a)(i)

ITEM 6.1 ATTACHMENT 1

	s7(2)(b)(ii) - Commercial Position	
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This resolution is made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interests protected by Section 6 or Section 7 of the Act which would be prejudiced by the holding or the whole or the relevant part of the proceedings of the meeting in public as specified above.

Cr D Wilson/Cr B Carter. Carried

14 Open Meeting

The meeting went into open session 4.59pm

Resolved minute number 24/RDC/059

That the public excluded meeting move into an open meeting, and the below recommendations be confirmed in the open meeting:

22/RDC/046 - 22/RDC/058

Cr D Wilson/Cr B Carter. Carried

The meeting closed at 4.59pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 March 2024.

.....

Chairperson

7 Follow-up Action Items from Previous Meetings

7.1 Follow-up Action Items from Council Meetings

Author: Kezia Spence, Governance Advisor

1. Reason for Report

- 1.1 On the list attached are items raised at previous Council meetings. Items indicate who is responsible for each follow up, and a brief status comment.

2. Decision Making Process

- 2.1 Staff have assessed the requirements of the Local Government Act 2002 in relation to this item and have concluded that, as this report is for information only, the decision-making provisions do not apply.

Attachments:

1. **Follow-up Actions Register** [↓](#)

Recommendation

That the report 'Follow-up Action Items from Council Meetings' be received.

Current Follow-up Actions

Item	From Meeting Date	Details	Person Assigned	Status Comments	Status
1	1-Feb-24	Council's Broadway / High Street buildings (replaces item 16 in previous list)	Jarrod C	A further paper is being presented to Council at the March 2024 Council meeting.	In progress
2	1-Feb-24	Can staff look at events that are held across the district on the same day and how to avoid this?	Gaylene P	Staff are presently looking at how council supports events.	In progress
3	31-Aug-23	Investigate next steps with the Gorges to See cycle trail concept	Gaylene P / Kym S	One funding application for the feasibility study was denied. Brian Megaw is presently working on establishing a Trust to enable eligibility for funding opportunities. Feedback from Funding HQ has been that often Council's will pay for the feasibility study for projects such as this and then grant funders are more likely to come on board if a project has Council support. The larger funders we plan to approach next are: Four Regions Trust (Closes Feb 28th 2024) Whanganui Community Trust (Closes Jan 29th 2024) J B S Dudding Trust (Closes June 2024)	In progress
4	31-Aug-23	Marton Water strategy - test results to understand what the water quality - for A&I workshop in September - if appropriate	Adina F	The results were shared with members of the Assets / Infrastructure Committee	Closed
5	25-Jul-23	Council approves that a final submission is made to the Ministry for the Environment to recover \$200,000 of Waste Levy fees (re Putorino Landfill)	Adina F / Mark B	Submission will be sent by the end of March 2024 due to staff having to reprioritise tasks	In progress
6	29-Jun-23	Look at a template to cover Council funded assets and whether ongoing maintenance etc should be identified as part of any agreement	Graeme P / Arno B	No progress to report.	In progress
7	24-May-23	Otara bridge - ongoing comms during the duration of the project	Rhonda M / Carol G	Manawatu District Council lead this project. Updates on progress are made to RDC's website when they are received from the contractor. This item will remain on this list until the project has been completed.	In progress
8	24-May-23	Progress putting the macron above the I in Rangitikei	Leah J / Bonnie B	Update: 22 March 2024 - Following consultation with iwi the next step has been undertaken, which is to send all the required information to the geographical board.	In progress
9	26-Apr-23	Re rental on Bulls museum - what other properties are rented and what is the rental amounts	Gaylene P / Graeme P	There are other Council properties that have a minimal lease rental. Staff are still to review the documentation to consider similarities to the lease for the former Bulls Library. No progress has been made due to lack of resource due to staff vacancy.	In progress
10	25-Aug-22	As per resolution 22/RDC/305 : That, should "better off" funding be received for the Hautapu River Parks Project, Council enters into a formal agreement with the Friends of Taihape for them to conduct ongoing maintenance of the bridges.	Adina F	Further productive meetings have been held with Friends of Taihape and a way forward has been agreed. The agreements are expected to be completed by the end of February with the work expected to start late February.	In progress
11	30-Jun-22	Adoption of the Procurement Policy; this was left to lie at Council's 30 June 2022 meeting, in order to allow the PMO to review the policy and make changes. Once these changes are complete, the policy will go back to the Audit and Risk Committee for review/feedback, before being presented to full Council for adoption. Carbon reduction to be included in this review, and potentially the Policy.	Dave T	Draft currently being finalised/considered by ELT (current Policy is still fit-for-purpose).	In progress
12	26-May-22	As per resolution 22/RDC/165 : That due to safety concerns around vehicles other than buses using the Bulls Bus Lane, Council staff be asked to investigate possible options around discouragement and enforcement practices.	Adina F	Staff are presently investigating software compatibility with our suppliers. Until the IT review is completed no further activity will be scheduled.	In progress
13	28-Oct-21	With regards to the recommendation from the Bulls Community Committee for rubbish bin/s at the picnic area at the Bulls river: A recommendation by Council to approve this request was lost, and past Cr Gordon instead requested that staff contact Horizons Regional Council and request that they investigate this further as this area of land lies under their responsibility. From 3 Nov meeting - Cr Carter raised the issue of fly tipping - CE undertook to speak to him more about this.	CE / Arno B / Raj K	A revised Memorandum Of Understanding has been submitted by Horizons for review. RDC is considering the suitability of the proposed MOU before agreeing to a new term for this activity. No further updates available at this time.	In progress

8 Mayor's Report

8.1 Mayor's Report - March 2024

Author: Andy Watson, His Worship the Mayor

It is with sadness that I note the deaths of two local people – Lesley Leary, the past Mayoress of Rangitikei, and Andre Mason, husband of past Councillor and Member of Parliament, Soraya Peke-Mason. Lesley and Andre have been a huge part of our district and their respective communities – my thoughts are with their families.

The Long Term Plan (LTP) meetings are currently being held across the district and I urge people to attend where possible, or take the time to understand what Council is proposing to do over the next 10 years and who will fund it by way of rates. The average rate rise is 11.5% which is high and will cause hardship for some people. The 11.5% increase is about average for Councils across New Zealand and reflects the increased costs and Government direction that we are being faced with. Your submissions are important and will be considered carefully before a final position is taken in June this year. Myself and Councillors are making every effort so that we can talk with as many people as possible to help with the submission process.

As has been reported earlier, there is a by-election to replace Councillor Jarrod Calkin who resigned. I thank the candidates who are standing in this election for stepping up and wish them well. Voting closes on 12 April and the successful candidate will be briefed to take an active part in our LTP deliberations. I thank the Bulls Community Committee for arranging a Meet the Candidates night recently at Te Matapihi.

With the resignation of Councillor Calkin, we need to appoint a new replacement representative on the Sport NZ Rural Travel Fund. Rather than using my delegation I have included a recommendation determined by Council for that vacancy.

For several years Council has been part of the "TUIA" programme – a Local Government New Zealand mentoring relationship between a young rangatahi and the Mayor. This year Nyssa Nepe has taken up that position. Nyssa will be formally introduced to Council at a later date. Nyssa works for Ngā Wairiki Ngāti Apa here in Marton and has already worked with me at the NZ Rural Games in Palmerston North as part of the powhiri process.

The Ford Ranger NZ Rural Sports Awards Dinner was held recently and Barbara True from Taihape was a recipient of the Volunteer Award for her support to schools/community and especially recognised for her leadership in the area of gumboot throwing.

Rural & Provincial Sector Meeting

The LGNZ Rural & Provincial sector meeting was held via Zoom on 8 March, hosted by Alex Walker, Mayor of Central Hawkes Bay and Neil Holdom, Mayor of New Plymouth. There were several presentations of interest and I note –

1. Minister Mark Patterson (Minister of Rural Communities) made the comment that it costs 50% more to build an equivalent house in New Zealand compared to Australia. This is due to our isolation, transport, lack of competition in the supply chain and red tape - something that the National Party wishes to try and address.
2. Allan Pragnell, Taumata Arowai, made several comments –

- 2.1 There will be another 18 months of legislation needed to reinforce “Local Water Done Well”, the National Party’s version of Three Waters so nothing will happen remarkably quickly.
 - 2.2 Taumata Arowai will release this year where their focus will be and how we align our Long Term Plans with them.
 - 2.3 They will be looking for multi-barrier protections for water supplies.
 - 2.4 They have offered to talk to councils who will struggle with compliance timeframes and there will be a need for safety plans to be signed off with each individual council.
 - 2.5 They would also like to see a standardisation of waste-water plans and modular treatment plants and we are doing something that is unique to cope with the difficulties of the Taihape geography and location.
3. James Palmer, Ministry of the Environment noted –
 - 3.1 That Government is focussing on GDP/economic activity and they want to support localism – “you figure it out”.
 - 3.2 The Fast Track Bills will be put in place as part of a “permissive regime”.
4. Update from LGNZ National Council. Their priorities are –
 - 4.1 To advocate for sustainable funding and financing tools.
 - 4.2 Sustainable transport planning. The simple interpretation of this, I understand, to be a concentration on maintenance and networks.
 - 4.3 Housing that should be fit for rural and provincial communities. They want to strengthen the collective voice of rural and provincials.
 - 4.4 An emphasis on localism.
5. Minister Simeon Brown, made a presentation via Zoom, noting his Top Two priorities are –
 - 5.1 To set up technical advisory groups and deal with Local Water Done Well which means that regional CCOs with balance sheet separation will be part of that solution.
 - 5.2 He is also focussed on the GPS (Government Policy Statement) on Transport, focussing investment to building/maintenance networks and points out that submissions are due in April.
 - 5.3 He is continuing to work with a number of other Ministers around Fast Tracking and the framework for city and regional deals.

The last Council meeting held on 29 February clashed with a Transport Roding meeting in Wellington where I am one of only a handful of Mayors who engages directly with NZTA, Ministers and Local Government. It is always a tough call as to how I prioritise my time and I joined Council late that day knowing that Councillor Dave Wilson had my full confidence in his ability to Chair, however I do apologise for being late.

Attachments:

1. **LGNZ Four Monthly Report for Member Councils - February 2024** [↓](#)
2. **Elected Member Attendance- March 2024** [↓](#)

ITEM 8.1

Recommendation 1:

That the Mayor’s Report – 28 March 2024 be received.

Recommendation 2:

That Councillor.....be appointed to take over the vacancy of representative on the Sport New Zealand Rural Travel Fund.

Mayors Engagements

March 2024

1	<p>Attended meeting with Chief Executive</p> <p>Attended Hunterville School Assembly</p>
4	<p>Attended meeting with Chief Executive</p> <p>Attended Meet & Greet with Chief Executive and local business</p> <p>Attended Climate Action Joint Committee Meeting</p> <p>Attended Mayoral Forum Meeting</p>
5	<p>Attended Andre Mason’s Tangi at Ratana</p> <p>Attended Erewhon Rural Water Scheme Meeting</p> <p>Attended weekly meeting with Deputy Mayor</p>
6	<p>Attended Zone 3 Update Meeting</p> <p>Attended Governors Q&A session at monthly ELT meeting</p> <p>Attended Santoft Domain Management Committee Meeting</p>
7	<p>Attended TUIA online mentoring training</p> <p>Attending Rural & Provincial Sector Online Meeting</p>
8	<p>Attended meeting with Chief Executive</p> <p>Attended fortnightly Economic Development Meeting with staff</p> <p>Attended relationship meeting with MSD</p> <p>Attended Ford NZ Rural Sports Awards Dinner</p>
9	<p>Attended Ford NZ Rural Games Opening Powhiri with TUIA Rangatahi Nyssa Nepe</p>
11	<p>Attended meeting with Chief Executive</p> <p>Attended regional relationship meeting with Waka Kotahi Regional Manager</p> <p>Attended Opening of Queens Park sign at Hunterville</p> <p>Attended weekly LTP meeting with staff</p> <p>Attended LGNZ Focus Group online hui</p> <p>Attended LTP Community Meeting – Hunterville</p>
12	<p>Attended opening of King Country Pet Food in Taumarunui</p> <p>Attended weekly meeting with Deputy Mayor</p> <p>Attended LTP Community Meeting – Tutaenui Hall</p>
13	<p>Attended meeting with Chief Executive</p> <p>Attended LTP Community BBQ at Te Matapihi</p> <p>Attended Lesley Leary’s funeral in Hunterville</p> <p>Attended Bulls Community Committee Meeting</p>
14	<p>Attended Assets/Infrastructure Workshop</p> <p>Attended LGNZ Transport Forum Online Hui</p>

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	Attended Horizons Ballance Farm Environment Awards
15	Attended meeting with Chief Executive Attended relationship meeting with Kainga Ora and staff Attended Regional Chiefs meeting with Manawatu-Whanganui MPs at CD Field Days Attended Meet & Greet with New Base Commander Ohakea with Chief Executive Attended Opening Function for Whanganui Artists Open Studios 2024 Attended Meet the (Southern Ward) Candidates Night in Bulls
16	Attended breakfast meeting with Youth Council at Opunake
17	Attended LTP Community Meeting – Scotts Ferry
18	Attended Breakfast Meeting with Mayor Helen Worboys Attended fortnightly economic development meeting with staff Attended Zone 3 online catchup meeting Attended meeting with Rangitīkei MP Suze Redmayne Attended Defence Issues Relevant to the Manawatu/Rangitīkei – quarterly meeting Attended opening of ICT Hub at Marton Library Attended LTP Community Meeting – Omatane Hall
19	Attended NZ Tiny House Association Local Planning online meeting Attended LTP Community BBQ – Marton Attended meeting with Skye Properties Attended weekly meeting with Deputy Mayor Attended LTP Community Meeting – Taoroa Hall
20	Attended Risk & Assurance Committee Meeting Travel to Gisborne for LGNZ Zone 3 Sector Meeting with Chief Executive
21	Attended LGNZ Zone 3 Sector Meeting in Gisborne with Chief Executive
22	Attended LGNZ Zone 3 Sector Meeting in Gisborne with Chief Executive
23	Attended Koro Mark Tumanako Gray’s unveiling at Raketapauma Marae Taihape
24	Attended LTP Community Meeting – Awastone Attended LTP Community Meeting – Pukeokahu Hall
25	Attended meeting with Chief Executive Attended monthly RDC/Police relationship meeting Attended LTP Community Meeting – Papanui School Hall
26	Attended Regional Transport Matters/Regional Chiefs Fortnightly Zoom Attended Meet & Greet with Chief Executive at local business Attended Citizenship Ceremony at Te Matapihi (11 new citizens) Attended weekly meeting with Deputy Mayor
27	Attended New Staff Whakatau at Te Matapihi

	Attended LTP Community BBQ – Taihape
28	Attended Finance/Performance Committee Meeting Attended Council Meeting

ITEM 8.1



LGNZ FOUR-MONTHLY REPORT FOR MEMBER COUNCILS

// NOVEMBER 2023-FEBRUARY 2024



Ko Tātou LGNZ.

This report summarises LGNZ’s work on behalf of member councils and is produced three times a year. It complements our regular communication channels, including Keeping it Local (our fortnightly e-newsletter), providing a more in-depth look at what we do.

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Introduction

This report is designed to be put on your council agenda for discussion and feedback. We would welcome the chance to speak to it at your council meeting, whether in person or via zoom – please get in touch with us to arrange that.

Highlights of this period from November to February have included building relationships with key Cabinet Ministers in the new Government and locking in regular meetings for the year. We have resumed meetings with the Prime Minister and enjoyed good levels of attendance of Ministers and MPs at sector meetings. This follows our [Briefing to the Incoming Government](#), which was well received both by members and central government. In 2024, for the first time, LGNZ was officially represented at Waitangi, marking a step change in our approach to strengthening partnerships with Māori – as well as providing valuable opportunities for both formal and informal political engagement. Significant policy/advocacy work on behalf of councils, along with media and social media activity, is reported on in detail below.

December’s Special General Meeting wrapped up an intensive five-month process on the Future **by** Local Government that included new ways to engage members. The next step is taking this long-term platform and determining what to advocate on in the shorter and longer term – and tailoring this for the right audience. We’ll be engaging more with members on that soon.

LGNZ advocated for more time and flexibility around LTPs given the changes to water reform. This was achieved, with the repeal legislation giving councils an additional three months to adopt their LTPs, an ability to forgo the audit of the consultation document, and to reduce consultation requirements on subsequent amendments. There’s a lot more detail about all areas of our policy and advocacy work in this report.

Another highlight of this period was agreeing an interim collaboration agreement with Auckland Council CE Phil Wilson. The arrangement allows access to professional development opportunities for Local Board members, particularly Te Maruata and Young Elected Members.

In the area of professional development support, you will see the increasing range of Ākona modules in response to your requests.

Ngā mihi
Sam and Susan



Progress on strategic goals

Priority/01

Resetting the relationship with Central Government

Political engagement and government relations

Our reset political strategy initially focused on establishing credibility and building relationships with key Cabinet Ministers. As with any change of government, the first step is to get to know Ministers – how they operate and what they expect – and to slowly build their understanding of the intricacies of local government, the challenges we face and the opportunities we could unlock together.

Regular meetings between LGNZ and Prime Minister Christopher Luxon, Local Government Minister Simeon Brown and Regional Development Minister Shane Jones are locked in the diary for the year. We’re also working to schedule regular meetings with Resource Management Reform and Infrastructure Minister Chris Bishop. We’ll have a raft of Ministers speaking at our March sector meetings to help set the agenda for the rest of the year.

As well as our regular formal meetings with the Prime Minister, Ministers and key officials, our broader approach has included:

- // Being part of political events such as Waitangi commemorations, where it’s possible to speak to a broad range of Ministers in formal and informal settings (more on Waitangi below);
- // Hosting a localism briefing for new National Party MPs to bring them up to speed on what localism means, why taking a place-based approach works well and how councils can enable the delivery of government policy if the system is set up right.
- // Taking steps to set up a network of former members of local government who are now MPs – and who understand and can champion local government’s interests inside the Beehive. This kicked off with an informal pizza and drinks night.

Sitting alongside this, we are undertaking policy work that positions LGNZ as a speed boat – rather than the slow-moving cruise liner the public service can be viewed as – more detail on this below.

Susan and key public sector CEs have 1:1s scheduled throughout the year to build trust and help build the public service’s knowledge about local government’s challenges, as well as explore where the opportunities may lie for quick wins.

Briefing to the Incoming Government

We finalised and shared our [Briefing to the Incoming Government](#) in late November. The briefing focussed on localism and where we would like to work together on the Government’s priorities and



was aimed at opening the door for future engagement. It included content regarding issues like investing in infrastructure, water services, resource management, and emergency management.

Priority/02

Establishing stronger Te Tiriti-based partnerships with Iwi Māori

Waitangi commemorations

For the first time, LGNZ was officially represented at Waitangi, marking a step change in our approach to strengthening partnerships with Māori as well as providing valuable opportunities for political engagement. Our contribution included hosting a panel discussion in the Forum Tent on local government's role in honouring Te Tiriti. About 100 people attended and contributed some thought-provoking pātai from the floor; feedback about the event was positive. We took a proactive approach to media coverage that outlined our position on Māori Wards, which is based on fairness and treating Māori Wards the same as other wards.

Te Maruata update

Te Maruata Rōpū Whakahaere met in Wellington in November to refine their priorities for the rest of the triennium, and will be holding a whānui hui online on 14 March. The hui is also an opportunity for the wider whānui to meet LGNZ's new Kaitohutohu Matua Māori (Principal Advisor Māori), Mereana Taungapeau, who started in February. Mereana is currently developing a Te Ao Māori workstream that seeks to support LGNZ with the design of tools/processes/approaches to create a stronger, more meaningful Te Ao Māori foundation. This foundation will support increased cultural capability of LGNZ staff that will then extend into positive outcomes for members. It will help Te Maruata to maximise their capacity and transform their work programme to focus on pro-active kaupapa of importance to Māori across Aotearoa. We've been able to extend the invitation to the online whānui hui to Māori Local Board members because of the cooperation agreement with Auckland Council Local Boards. At the hui, the whānui will elect three new members to sit on the Rōpū Whakahaere. The new Rōpū Whakahaere will meet in person in April, to discuss their forward work programme with Mereana and the wider LGNZ team.

A key issue for Te Maruata is strong advocacy on retaining current arrangements for the establishment of Māori wards and constituencies, and protecting those wards and constituencies that are already in place.



Priority/03
Campaigning for greater local decision-making and localism

Choose Localism and Future by Local Government

FbLG process

December’s Special General Meeting wrapped up an intensive five-month process that included new ways to engage members.

The second FbLG event on 2 November concentrated on four areas identified at the September event as potentially being possible to reach agreement on. The nearly 200 attendees split into four groups – Funding, System transformation, Te Tiriti, and Wellbeing & working with central government. Each group created a position and presented it back to the whole audience, then revising it in response to feedback and presenting again.

Between the first and second events, we also ran participative online engagement that allowed people to see how their opinions fitted with other people’s and make comments. In total 164 people engaged with the online platform. People from 19 different councils took part.

Supporting all this engagement was a range of email communications, including designed emails to all elected members, promotion in Keeping it Local, personal emails from Sam, and personal emails from Susan. We shared all the of the data and outputs from the events back with members.

Some of the email campaigns (which were all to 1500 recipients) recorded extremely high open rates by industry standards. For context, the average open rate for non-profit member organisations is 39%¹

- “Last chance to complete online engagement” on 30 October had a 67% open rate
- Make your voice heard – new FFLG online tool on 13 October had a 68% open rate
- “We’re making progress towards FFLG consensus” (which included the pack for councils to hold conversations) on 4 October had a 57% open rate

We used all the feedback and data to create a consensus outcome paper, which was shared with members on 24 November ahead of a Special General Meeting on 11 December, which voted to include all five sections in the FbLG package. These were the final results:

// Section 1 – Build a new system of government that’s fit for purpose – **93.6% in favour**, 6.4% against; 0% abstain.

¹ https://knowledgebase.constantcontact.com/email-digital-marketing/articles/KnowledgeBase/5409-average-industry-rates?lang=en_US



- // Section 2 – Rebalance the country’s tax take between central and local government – **98.0% in favour**, 2.0% against, 0% abstain.
- // Section 3 – Create stronger, more authentic relationships between local government and iwi, hapū and Māori – **76.1% in favour**; 19.5% against; 4.4% abstain.
- // Section 4 – Align central, regional and local government priorities – **93.6% in favour**, 6.4% against, 0% abstain.
- // Section 5 – Strengthen local democracy and leadership – **89.4% in favour**; 10.6% against; 0% abstain.

What now for FBLG?

Not everything in the package of ideas that came out of the Future by Local Government process will be palatable to the new government and some ideas won’t be advanced in this political term. The package approved at the SGM is the start of a long-term platform for advocacy that goes beyond this current government (and the next too). The next step is to tailor our advocacy to the appropriate audience – right now for the National-led Coalition – and to actively involve members in that. This will be workshopped at our April sector meetings.

Choose Localism

We have developed a plan to activate Choose Localism this year that includes political, member and media engagement, with our annual SuperLocal Conference a key milestone where localism will be brought to life.

A key part of our work will be launching a Choose Localism toolkit, which our Policy Team is working on. This will be a practical resource for elected members and staff that shows how councils can adopt localism as part of their core work. We’ll be releasing the toolkit in stages, with the first part of the toolkit focused on applying localism to engagement and consultation processes. We plan to use the toolkit as a way to showcase good practice examples of work happening across councils.

As part of the Choose Localism campaign, we are looking at ways to tackle the issue of voter turnout (and therefore mandate) for local government. There have been several reviews and numerous calls for local government electoral reform over the years, with no progress being made. Only four out of ten eligible voters have their say in local elections, compared with eight out of ten for central government. Mayor Nick Smith, who has been part of a number of Justice Select Committees looking into this, will lead an LGNZ Technical Working Group to get traction on the issue. The working group will have a very clear purpose: to drive LGNZ’s advocacy work to strengthen the democratic mandate for local government to represent and meet the needs of its communities. Moving local government to a four-year term will be part of this work.



Priority/04

Ramping up our work on climate change

Inquiry into community-led retreat and climate adaptation funding

In late 2023, we submitted on the inquiry into community-led retreat and climate adaptation funding that was started by the previous government. Our submission stressed the importance of an enduring framework for climate adaptation and retreat that has cross-party support. We have encouraged the government and Environment Committee to continue with the inquiry and climate adaptation work in both our submission and our briefing to the incoming government. We understand that work is underway to re-ignite the inquiry. There is a real opportunity for LGNZ to play an active role in working with the Government to develop its climate change adaptation policy framework.

Other climate change work

In late 2023, we worked with Whakatāne District Council, Northland Regional Council, the Aotearoa Climate Adaptation Network (ACAN) and Beca to produce guidance that sets out climate change legislative requirements and reforms that councils should think about when preparing their LTPs. This guidance will be a living document and updated in the coming months to reflect the new Government’s emerging policy and legislative reform programme.

We also supported ACAN’s two-day hui for council staff working in the adaptation space in Christchurch, which was attended by over 100 people.

Support for Cyclone-affected councils

We’ve continued to engage with affected members on what they needed from additional orders in council or support from the new Government. Alongside helping councils to address their specific needs, we’ve continued our wider call for a more sustainable approach to emergency event recovery, which has been included in recent submissions as well as in the Briefing to the Incoming Government.

Our Policy Team met with the secretariat of the Cyclone Gabrielle Recovery Taskforce to support development of their insights framework, which seeks to capture the lessons learned from their work. We have also started engagement with the Department of Prime Minister and Cabinet on their next steps on their critical infrastructure framework and minimum standards.

The report on the Government Inquiry into the Response to the North Island Severe Weather Events is expected to be out shortly. We understand that consideration of the Emergency Management Bill (which we submitted on in October 2023) is on hold until the release of this report, so the Select Committee can consider it and any changes needed to the Bill. This may involve further submissions or engagement.



Priority/05 Delivering and building on our core work

Water services reform

LGNZ advocated for more time and flexibility around LTPs given the changes to water reform. This was achieved, with the repeal of the previous government’s water services legislation giving councils an additional three months to adopt their LTPs, ability to forgo the audit of the consultation document, and to reduce consultation requirements on subsequent amendments. Alternatively, councils can defer development of their LTP for 12 months if they produce an enhanced Annual Plan.

The replacement approach for water services will be rolled out in two parts. A first bill will be passed by the middle of the year and will require the development of service delivery plans (which will be the vehicle to self-determine future service delivery arrangements). This bill will also put in place transitional economic regulation and provide a streamlined process for establishing joint water services CCOs. A second bill will be introduced at the end of the year and will set out provisions relating to long-term requirements for financial sustainability, provide for a complete economic regulation regime, and introduce a new range of structural and financing tools, including a new type of financially independent council-controlled organisation.

Taumata Arowai is starting to develop regulations for storm water and wastewater, and attended LGNZ sector meetings in March.

Resource management reform

Having repealed the Natural and Built Environments and Spatial Planning Acts prior to Christmas, the Government has worked at pace to develop a new fast-track consenting regime, with legislation introduced to the House in early March. We are planning to make a joint submission on the Bill with Taituarā and Te Uru Kahika.

We’re also thinking about how we can influence the new Government’s thinking around what a replacement resource management system could look like – which is something it has signalled it’s interested in. Our sense is that there is alignment across the membership on some aspects of resource management, including strong support for retaining regional spatial planning, shifting to integrated national direction and developing a climate adaptation framework. There is also a strong desire to see local and regional planning decisions made at place.

We also understand that the new Government is working at pace to make a number of changes to the NPS-Freshwater Management. We’re monitoring these changes closely along with Te Uru Kahika.

Transport

Late last year we stood up the LGNZ Transport Forum, which includes a mix of National Council spokespeople and other representatives. The group has recently met to discuss its work programme, following both National Council’s adoption of the [Position Statement on Transport](#) and the swearing-



in of the new government, which gave us a steer on the broad direction for transport policy over the next three years and beyond. Mayor Neil Holdom has been elected Chair of the forum.

The Forum will support the development of LGNZ’s submission on the [draft Government Policy Statement on Land Transport](#), which is due on 2 April 2024.

Our position statement includes the following key policy objectives:

- // A strategic, long-term approach to planning that joins up central and local government decision-making to address maintenance and climate adaptation needs.
- // Sufficient, long-term transport investment that prioritises resilience building, safety and better asset management across both new developments as well as maintenance and renewals.
- // Integrated transport and freight networks that support placemaking by connecting our rural communities, towns and cities and making them great places to live and work.
- // A transport network that can adapt to the future climate and prioritise decarbonisation.

City and regional deals

The Government has strongly signalled interest in long-term city and regional deals as a way to partner with local government to create pipelines of regional projects.

In late 2023, we commissioned Linda Meade, Director at Kalimena Advisory, to provide insight into the international experience around city and regional deals, and how this might be applied in the New Zealand context. [The paper](#), which was presented at the November Metro Sector meeting and has since been shared with members more widely, set out background on the key elements of city and regional deals, different options that have been used in the United Kingdom and Australia, and considerations and key takeaways that could be applied when designing a city and regional deals framework for New Zealand.

We’re continuing to think about how city and regional deals can be structured to maximise the benefits for local government. The Policy Team is pulling together a think piece that will highlight how city and regional deals could support better alignment between central and local government. This will be shared with members and support conversations we’re having with Ministers and officials on the framework for these deals.

Local government funding and financing

We have commissioned NZIER to estimate the financial impacts of various reforms on councils – which is all about quantifying the unfunded mandate. This work will support our ongoing conversations with the Government on how they consider and mitigate the implementation and operational costs on local government of their reforms. The specific areas we are costing (National Policy Statement for Freshwater Management, National Policy Statement on Urban Development and Medium Density Residential Standards, Local Alcohol Policies, improving recycling and food scrap collections) have been chosen to be representative of reforms with a range of impacts on councils. This work is expected to be completed in May.



We’ve also recently commissioned Brad Olsen and the team at Infometrics to develop a report that looks at the various factors that have driven up local government’s costs. We’ll be sharing this with members shortly, and discussing it in detail at our April Combined Sector Meeting.

Both of these pieces of work are part of the broader advocacy we’re doing around rates rises and building community understanding of the reasons for them.

Ratepayer Assistance Scheme

The RFS is a special purpose tool that would provide support to ratepayers to finance any local authority charge. With balance sheet separation, and proximity to both local and central government, it would have a very high credit rating and therefore be able to provide the cheapest possible financing terms to ratepayers.

The Ratepayer Financing Scheme’s flexibility would enable it to support:

- // Development contributions to enable housing development.
- // Home improvement policy to meet healthy homes, earthquake strengthening, home insulation and solar panel installation, water separation and storage etc.
- // Rates postponement to provide relief to ratepayer experiencing affordability pressures.

A detailed business case supporting the RFS’s viability has been completed with the support of Auckland, Hamilton, Tauranga, Wellington, Christchurch councils alongside the LGFA and LGNZ. So far Auckland and Tauranga have confirmed financial support to establish the RAS.

Remits

We’re continuing to make progress on remits where we can – though as is always the case following a General Election, progress has slowed somewhat as we wait for the new government to bed in and understand how our remits relate to its priorities. We are thinking carefully about ways that we can build remits into our existing policy and advocacy work programmes to maximise limited resources across a wide number of issues.

Remit	Progress update
Allocation of risk and liability in the building sector	We raised the issues that this remit addresses through our involvement in a working group that was reviewing the building consent system in 2023. Our Metro Sector met with the Minister for Building and Construction in March 2024. More substantive work is needed to progress this remit.
Rates rebates	We wrote to the Minister of Local Government on 21 January 2024 asking the Government to amend the Rates Rebate Scheme and benchmark further increases to changes in the local government cost index.
Roading/transport maintenance funding	This remit will be picked up through the work that our Transport Forum leads.
Local election accessibility	For us to achieve the intent of the remit, there will need to be an amendment to the Electoral Act 1993. We will begin work soon to



	develop a case for change before engaging with the Minister of Justice.
Ability for co-chairs at formal meetings	Guidance on how to introduce co-chairs, which has been informed by legal advice, has been incorporated into our revised Guide to the LGNZ Standing Orders Template, which was published in early February 2024.
Parking infringement penalties	We're yet to start substantive work to progress this remit.
Rural and regional public transport	This remit will also be picked up through the work that our Transport Forum leads.
Establishing resolution service	National Council agreed that work to progress this remit will form part of our 2023 – 2025 strategy.
Earthquake prone buildings	We met with the Deputy Mayor of Manawatū District Council to begin development of a proposed plan for next steps on this remit, which will be delivered this year. We have also reached out to Engineering New Zealand to understand their perspectives on the viable options.
KiwiSaver contributions for elected members	We've received legal advice from Simpson Grierson on the changes that would need to be made to the Local Government Act 2002 and the KiwiSaver Act 2006 to enable elected members to be eligible for KiwiSaver contributions and have begun drafting advice for Ministers and officials.
Scope of audits and audit fees	Part of the approach to reduce audit fees is to ensure that the legislative requirements and scope (and resulting repetition and complexity) of Long-Term Plans and Annual plans and reports are reduced to be better aligned with needs and cost less to audit. To support this, we are in the process of undertaking a desktop review of a number of reports that made recommendations on how to achieve this. We've also made recommendations around the need revisit councils' planning and accountability obligations in our Future by Local Government Consensus Outcome Paper.

Other policy and advocacy work

Freedom camping

The Policy Team have released updated guidance and a model bylaw that reflect recent amendments to legislation and case law, to support councils to develop, review, and administer bylaws relating to the Freedom Camping Act 2011 (FCA). Amendments to the FCA came into force on 7 June 2023, but there is a transitional period before the new certification for self-contained motor vehicles and related provisions come into force.

The Ministry of Business, Innovation and Employment and the New Zealand Motor Caravan Association part funded this work, and we worked with them and Taituarā to develop it.



The guidance is available [here](#). Two versions of the new model bylaw are available, [one](#) highlighting the changes to the 2018 model bylaw, and [one](#) without the highlighted changes.

Drought planning

We were engaged by the Ministry for Primary Industries to participate in an all-of-government group that undertook work to prepare for expected impacts of drought over Summer 2023-2024. Our involvement in this work was principally to ensure that local government remains front and centre in the government’s planning and thinking, and to help provide appropriate communications channels back to councils.

Media

Media was a strong advocacy tool used to its full advantage during the pre-election period when politicians were in the middle of campaigning. The post-election period, including when special votes came out and coalition talks were underway, was also a good opportunity to thrust local government issues into the political spotlight. This served dual purposes: to inform political journalists of the challenges that government needs to address to ensure local government thrives; and to firmly demonstrate to the incoming government that the challenges facing local government needs the Government’s attention or they risk not being able to deliver on their priorities.

Here are some examples of LGNZ’s proactive work in that period:

- [Funding anxiety across the country as local government considers its future | The Post](#)
- [Councils plead for more certainty over National's Three Waters plans | RNZ News](#)
- [Local councils facing cost pressures across the country | RNZ](#)
- [Councils plead for clarity on water infrastructure reform | RNZ](#)
- [Christopher Luxon claims victory: 'Our children can grow up to live the lives they dream of' | Newsroom.co.nz](#)

Towards the end of last year, our media campaign centred on proposed rate rises and what’s driving them ramped up. LGNZ led the narrative by using champions like Cameron Bagrie and Āpopo to visibly back our message. Sam also fronted a proactive media conference and numerous interviews over December and January. As at the end of February, we generated 48 unique pieces of media coverage capturing Sam’s message for the need for more funding and financing tools for local government.

Another major piece of advocacy through media is four-year-terms for local government. Sam has used every opportunity to talk about the efficiencies we’d gain by implementing longer electoral terms. This has led to stories in local papers as well as in-depth coverage by RNZ’s political reporter, Russell Palmer.

Our social media channels have had a 16.4% increase in engagement for the last quarter compared to this time last year, along with a 458% increase in followers. In March, we’re launching a social media campaign to further amplify a national perspective on rates rises. This campaign aims to explain why rate rises occur, especially in the face of rising living costs, and to highlight that this is a widespread systemic issue. Through this series, we’ll explore how councils are financed, the services they offer, and the benefits residents receive from their investment in rates. This is part of a wider



campaign to support councils in the rates rise conversation that will include other resources for members.

Conference and Excellence Awards update

Planning continues for both SuperLocal 2024 and the Community Board conference in August in Wellington. There will be additional events for Te Maruata, Young Elected Members, LGNZ’s Annual General Meeting, Mayors for Taskforce breakfast and numerous networking events spread across the three days. Work on various streams such as programme and speakers, awards, engagement and marketing is underway. The theme this year is Bringing localism to life, and once again, we’re stepping up the programme to reflect the feedback we got last year and ensure we have the right mix of informative, practical and inspirational content.

Engagement with members, including sector and zone meetings

Our new website went live in December. It provides much more flexibility to showcase local government and all it has to offer our communities, as well as a home for resources, news and insights – and a working search function.

We met with zone administrators and chairs in early February to talk about any challenges and opportunities, and for LGNZ to share what’s happening more broadly to help develop agendas. This was the first in a series of three meetings.

On 13 April, we held a zoom for women in local government. We’ve been repeatedly asked to provide a forum to help support women elected members, so we created this zoom as a starting point. About 20 women attended and there was really strong engagement during the zoom, which was led by Christchurch City Councillor Sara Templeton. We are planning to hold a lunch immediately before SuperLocal as the next step in this conversation.

We have achieved outstanding open rates for *Keeping it Local* this year so far. If you’re not receiving *Keeping it Local*, which is our key communications channel and goes out fortnightly on Thursdays, please get in touch.

Date	Open rate	Subject line
19-Jan	67%	We’ve developed new freedom camping guidance and a model bylaw
1-Feb	68%	We’ve updated our Guide to Standing Orders Templates
15-Feb	60.20%	Talking all things localism with National Party MPs

We’re also planning the launch of a monthly zoom for all elected members. To make sure this is successful and responds to member needs, we’ve carrying out a series of phone conversations with some randomly selected elected members as part of that planning. The first zoom will be held in late March/early April and will focus on online safety/harassment.



Mayors' Taskforce for Jobs

Mayors' Taskforce for Jobs (MTFJ) is refreshing its five-year strategic plan. The plan reconfirms the focus of the MTFJ kaupapa firmly on rangatahi, particularly those youth who are NEET (Not in Employment, Education or Training).

To support this strategic planning, we've completed two pieces of research on the value of MTFJ and where opportunities might lie for both sustainable funding and future growth. TRA (The Research Agency) completed a qualitative research piece on the MTFJ Community Employment Programme, which is funded through our current partnership with MSD. The research explored its value proposition, potential scope and growth parameters. Critical findings included the complexity of NEETs, the innovative success of the programme, and the unique impact that the authority bias of the Mayor has in this initiative. The Impact Lab Social Return on Investment review resulted in the very credible finding of \$5.60 return for every \$1.00 spent, alongside strong commentary on other positive key social accountability metrics.

The evidence from these two pieces of research, alongside our own data and analysis, underpin our engagement with the Government and targeted Ministries as we work to strengthen existing funding arrangements and explore new opportunities. We continue to position MTFJ as a tangible exemplar of localism in action.

The 35 current-CEP-contract councils are reviewing their six-month performance milestone in the two-year contracts, with the MTFJ team's support. We are in good shape to fully deliver contracted outcomes.

We have also welcomed two new councils into the MSD-funded contract – Central Otago DC and Kāpiti Coast DC. They are being supported to pilot initiatives.

In late February we hosted a very successful national gathering of 80+ MTFJ coordinators, key council staff and MSD colleagues in Wellington.

Te Uru Kahika and the LGNZ Regional Sector

The LGNZ Regional Sector met virtually in January to consider how the change of government will impact on its priorities. Our Regional Sector and Te Uru Kahika share three priorities: climate resilience, resource management system, Te Ao Māori. It was agreed that the new government's reform agenda in freshwater, water services regulation and transport are also priorities for engagement.

These priorities informed the agenda for the first Regional Sector meeting of the year on 7-8 March. The Sector had dinner with Minister McClay (Agriculture, Forestry, and Trade) and Minister Simmonds (Environment) and met with Minister Bishop (RM Reform and Infrastructure), which was a good opportunity to form relationships and understand their priorities for their respective portfolios. They also had good meeting with Minister Bishop where he outlined his priorities and the Government's forward programme on resource management reform. The sector shared their desire for close collaboration on implementation and what they want to see from resource management changes.



Our team is meeting regularly with Te Uru Kahika to ensure we are joined up in our support for the Regional Sector. We continue to work together closely on submissions and engagement on central government reforms; for example, on submissions on the inquiry into community-led retreat and the proposed National Policy Statement for Natural Hazard Decision-making. We’re also engaging closely with Te Uru Kahika on resource management reform.

Young Elected Members

The annual YEM hui was held in late 2023 in Waitangi. The YEM Committee, LGNZ and Far North District Council delivered a very successful three-day hui for around 45 YEM that included a range of panel discussions, workshops, keynote speakers, a tour of the Waitangi Treaty Grounds and visits to other culturally significant sites in the Far North.

The programme content included leveraging opportunities through partnerships to deliver good outcomes for communities, developing the YEM Strategy and Kaupapa, effective leadership and looking after your health and wellbeing as a leader, how to effectively engage with the media and building cultural confidence and understanding. Creative New Zealand sponsored the event, which helped to keep costs down and enabled a panel session that focused on how councils can invest in arts and culture in their long-term plans to support wider economic, social and cultural wellbeing outcomes for their communities.

Attendees gave their overall hui experience an average rating of 9.4 (1 being poor, 10 being outstanding). Because of LGNZ’s cooperation agreement with Auckland Local Boards, two Auckland Local Board members were able to attend.

The YEM Committee meet online in March. As well as discussing the next Hui and their pre-SuperLocal gathering, the Committee will be refining the YEM Strategy and Kaupapa based on feedback was received from the network at the end of last year.

Community Boards Executive Committee

Over the last few months CBEC has been actively involved in a number of initiatives:

- // **Satisfaction survey of community boards and mayors:** CBEC commissioned FrankAdvice to undertake a survey of community boards and mayors to better understand the mood of community boards, and relationships between councils and community boards, as well as identify areas for improvement, with particular emphasis on roles, remuneration and relationships with councils. The final report, with recommendations, is expected to be released in late February. The findings will be used for ongoing advocacy by CBEC and to inform updates to the Governance Guide for Community Boards.
- // **Community Boards Conference:** CBEC is well underway with planning for the 2024 Community Boards Conference, which is being held as part of SuperLocal. CBEC members have been working hard with the LGNZ team to pull together a programme, and seek speakers and sponsorship.
- // **Declarations:** the Committee has discovered that some councils do not require appointed board members to make a community board declaration – creating a potential risk to councils should a board decision be challenged on the basis that some members were ineligible to vote. CBEC sought legal advice, which confirmed that all appointed members should make a community



board declaration as well as their council declaration. That advice has been sent to all councils with community boards.

- // **Remuneration:** CBEC is working with the Remuneration Authority to improve the basis on which community board remuneration is set. CBEC is working on a “time and motion” survey to provide more accurate information to the Authority on the nature of community board members’ responsibilities and the time board members spend on official duties. The Authority has not been able to resolve how to remunerate boards with additional responsibilities (member pay is based on population without any consideration of the level of responsibility). CBEC plans to provide feedback to the Authority when it is next reviewing its remuneration approach, within the next year or so.

The Committee met in person in Wellington in late February and is looking forward to having Te Maruata and YEM representatives join them in the coming weeks.

Council capability

CouncilMARK

Our continuous improvement programme has undergone significant enhancements over the past year in response to feedback from the sector. These changes aim to increase programme participation and deliver greater value to participating councils. The programme has extended its focus beyond independent assessments to support councils throughout their continuous improvement journey, both before and after assessment.

It now emphasises wraparound support for councils, the establishment of development benchmarks and aligning council performance with priorities. The introduction of additional development pathways facilitates the translation of assessment findings into actionable plans, enabling councils to optimise their performance.

Ākona

In late 2023, we developed and launched six new courses, including Health & safety, Chairing meetings, Writing and delivering great speeches, Working with media, Engaging with Māori, and LGOIMA. Many of these have been in response to requests from councils and designed in conjunction with council experts. We worked closely with Tararua District Council on the Health & Safety module – a first for elected members – and with Queenstown Lakes District Council on the LGOIMA module. Chairing meetings, giving great speeches and working with the media have all been popular with our subscribed councils.

New courses being developed ready for release over the next few weeks include:

- // Climate Change
- // Decision Making
- // The CE Relationship
- // Te Reo
- // Unconscious Bias



Refer to **Appendix 1** for a complete list of learning and development assets.

A targeted workshop focused on Chiring Meetings/Standing Orders has also been developed, along with a Critical Thinking workshop. A survey was distributed in February to identify preferred Ako Hour topics – this will lead to a 2024 schedule being built and promoted by the end of March

We’re working closely with Taituarā and the Local Government Commission. Discussions have begun with Taituarā to develop an induction pack that will include pre-elected learning resources, (as per the framework). A pre-candidacy package of learning will also soon be developed to support the promotion of local governance participation in our communities.

Guidance and advisory for members

The Policy Team has been working on several pieces of research and good practice guidance over the past four months. These include:

- // **The 2022 -25 elected member census:** This summary report shows that there has been a significant increase in the number of members who identify as Māori and that overall, members are getting younger.
- // **Local government voters 2022:** This report summarises the survey of voters and non-voters undertaken shortly after the 2022 elections. It shows the number of voters aged between 18 – 25 has grown significantly since 2001, and a big increase in the number of voters who placed their completed voting papers in a ballot or voting box from 12% in 2016 to 28% in 2022.
- // **An elected members’ guide to representation reviews:** This is to strengthen elected members’ and citizens’ understanding of the representation review process.
- // **Ombudsman’s report on workshops – update to standing orders guidance:** In October 2023 the Ombudsman published a report “Open for Business” in which he was critical of the number of public excluded workshops held by councils. The report, while finding that there was no evidence that workshops were being used for making decisions, made several recommendations for improvements. We have commissioned Simpson Grierson to review the recommendations and incorporate those that are relevant into LGNZ’s Guide to Standing Orders. We expect to republish that Guide later this year.
- // We’ve recently updated our **Guide to the LGNZ Standing Orders Template**. The updates provide councils with guidance on how to amend their standing orders to incorporate changes to the definition of a quorum (for those joining by audio visual means). They also provide guidance on the Ombudsman’s recent report on public access to workshops.
- // We’re working with the Taituarā Democracy and Participation Working Group to fine tune our **Standing Orders Template**, with a focus on readability. The updated version will be available to councils in early 2025, giving plenty of time to be prepared ahead of the 2025 local body elections. The new template will also reflect legislative changes made since mid-2022 when the current template was drafted.



Moata Carbon Portal

The Moata carbon portal is a tool that allows embedded (capital) carbon to be measured and monitored across any capital works programme. It enables councils to account for and reduce carbon emissions generated from water, transport and infrastructure (vertical and horizontal) projects. We have also been in planning mode for Mott MacDonald to attend the first Zone meeting of the year to provide an overview of the carbon portal as well as some findings from the carbon baseline completed on Queenstown Lakes LTP in 2023.

The findings from this baseline were that water projects accounted for 55% of QLDC's total capital carbon, with transport accounting for 24% and built environment 21%. Over the course of their LTP, their highest carbon peaks were predicted for 2023 and 2030, with recommendations provided on integrating carbon assessments into their approval and delivery processes.

Our subscribers now include Auckland Water Care, Tauranga, Napier, Wellington Water and Queenstown Lakes. We are also having conversations with New Plymouth and Nelson councils.

We also held New Zealand's first Carbon Crunch event this year with then-Minister James Shaw the keynote speaker. The event included presentations from Auckland Council, Transpower and Wellington Water on how they are tracking on their decarbonisation journey. [A white paper](#) from this event has been developed.

Libraries partnership

Our Libraries Advisor will be with LGNZ until the end of June 2024, when the project funding comes to an end (this was a Covid-19 recovery initiative). The work programme agreed to with DIA and the New Zealand Libraries Partnership Programme has included sharing findings from research to identify the value of public libraries as vehicles for service delivery. At the end of 2023, the Advisor met with council leaders and library staff in the Far North and Whangārei, and in early 2024 is visiting councils in Horowhenua, Palmerston North, Rangitikei, Taupō, Waipā and South Waikato. The conclusion of this project will include a report that will outline all the key trends identified and findings made across the three years.



Appendix 1: complete list of Ākōna learning and development assets

Courses

There are now 17 courses available on Ākōna.

- // Designing and Delivering Great Speeches
- // Chairing Meetings
- // Health & Safety and Good Governance
- // Engaging with Media
- // Engaging with Māori
- // LGOIMA
- // Funding & Finance
- // Asset Management
- // Engaging with your Community
- // Governance
- // What is Local Government?
- // Remuneration and Tax for elected members
- // LTP
- // Council Membership
- // Financial Governance
- // Navigating Local Government Meetings
- // Conflicts of Interest

LGNZ four-monthly report for members – February 2024 // 21



All courses feature

Emodules

Interactive, immersive learning activities that break down complex topics for easy understanding and immediate application.

Resources

Templates, case studies, videos, websites and/or extra reading that support sustained learning practise.

Ako Hours

Live discussion groups, led by experts, focused on expansion and contextualisation of new knowledge.

Kōrero Corner

Social learning with peers and experts.

Added value

Partnership

Subscribed councils are welcome to request learning topics; most of our courses came about this way. Many courses were also built with council input – either the sharing of process, content, stories and/or case studies. This keeps our courses as fit for purpose as they can be. Note also that every course is reviewed by sector experts.

Elected member capability framework

For the first time, a framework that sets out capabilities needed to successfully fulfil the role of elected member has been developed. Mapped across 6 capability groups and 4 levels of capability (including pre-elected), the framework provides a clear view of what high performance looks like and the pathway to getting there.

An online self-assessment tool is currently being designed ready to be built into Ākōna. Soon Elected Members will be able to plot their strengths and opportunities across 6 capability areas that are unique to their role.

Advisory Services

The Ākōna tīma have a vast amount of experience working in complex learning environments, creating learning cultures and supporting others to do the same.

Whether you need support to identify training needs, develop learning specifically to your council needs or engaging your folk in learning, the tīma are here for you.



Digital platform – creating your own learning pathways and induction experiences

The new Ākōna platform offers councils the opportunity to create their own learning pathway, create a place only accessible by their elected members to use for specific learning needs, induction etc.

All trackable, reportable and accessible at anytime from anywhere.

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
	Date	Meeting	HWTM	Wilson	Calkin	Carter	Dalgety	Duncan	Hiroa	Lambert	Loudon	Maughan	Raukawa	Wong	Notes
136	24-Jan-24	Bulls CC	PR			PR							AB		
137	1-Feb-24	Council Workshop	AP	PR		PR	PR	PR	PR	PR	PR	PR	PR	PR	
138	1-Feb-24	Council Meeting	PR	PR		PR	PR	PR	PR	PR	PR	PR	PR	PR	
139	12-Feb-24	HRWS	PR				PR			PR		AT			
140	12-Feb-24	Hunterville CC	PR				PR			PR					
141	13-Feb-24	TRAK Meeting	PR					PR	PR						
142	13-Feb-24	Ratana CB	PR						PR						
143	14-Feb-24	Marion CC	PR	PR											
144	15-Feb-24	AIN Meeting	PR	PR		PR	PR	PR		PR	PR	PR		PR	
145	15-Feb-24	PPL Meeting	PR	PR			AT	PR	PR	PR		PR		AT	
146	15-Feb-24	Turakina CC	PR			PR									
147	21-Feb-24	Taihape CB						PR						PR	
148	29-Feb-24	Finance/Performance	CB	PR		PR	PR				PR	AP		PR	
149	29-Feb-24	Council	PR	PR		PR	PR	PR	PR	PR	PR	PR	AP	PR	
150	5-Mar-24	ERWS	PR									AP		PR	
151	6-Mar-24	SDMC	PR			PR									
152	13-Mar-24	Bulls CC	PR			PR							PR		
153	14-Mar-24	AIN Workshop	PR	PR		PR	PR	PR		PR	PR	PR		PR	
154	20-Mar-24	RA Meeting	PR	PR			PR		PR		PR				
155															
156															
157															
158															
159															
160															
161															
162															
163															
164															

155		Present (and is a member of the committee)	PR
156		Apology	AP
157		Absent - no apology received	AB
158			
159		Not a member of the committee	
160		Not a member of the committee (but still attended)	AT
161		Not present as on Council business	CB
162		Attended via Zoom [this indicator is no longer used]	ZM
163			
164			

9 Chief Executive's Report

9.1 Chief Executive's Report - March 2024

Author: Carol Gordon, Group Manager - Democracy & Planning

Authoriser: Kevin Ross, Chief Executive

1. Reason for Report

1.1 This report provides Elected Members with an update on key activities across the organisation. Any items requiring a specific decision are towards the end of this report.

2. Events Held Across the District at Council's Facilities – February 2024

2.1 2 February 2024 – Hunterville Rugby Touch Tournament (over seven weeks from 26 January to 8 March 2024) – Hunterville Domain

2.2 3 February 2024 – Market stalls – Te Matapihi Village Green

2.3 8 – 11 February 2024 – Campfest – Bulls Domain

2.4 9 – 11 February 2024 - Taihape Show Jumping Group – Taihape Memorial Park

2.5 24 February 2024 – Whanganui Rugby Football Club – 7s Rugby tournament - Taihape Memorial Park – Nga Awa building

Events held but not registered with RDC staff:

2.6 10 February 2024 – Fest a bull – Te Matapihi Village Green

2.7 14 - 28 February 2024 (is being held over four weeks from 14 February – 6 March 2024) – Rangitikei – Do – a - Duathlon – Tutaenui Reserve (Marton Dam)

3. Staff Movements

3.1 In February, we welcomed the following employees to RDC:

- Jarrod Calkin, Economic Wellbeing Lead
- Danny Paddock, Maintenance & Renovation Technician
- Aaron Thornton, Manager Animal Control
- Kim Troughton, Animal Control Officer (fixed term)
- Katie Clearwater, Seasonal Parks Assistant (fixed term)

3.2 There were no staff exits in February.

4. Health, Safety and Wellbeing Dashboard

4.1 Dashboard for February 2024 is attached (Attachment 1).

5. External Submissions

5.1 Current and Closed Consultations:

5.1.1 **Submission on “cost recovery proposal to maintain and expand New Zealand Food Safety’s core regulatory services under the Food Act 2014”** – A submission

was made to the Ministry of Primary Industries and forwarded by the due date – a copy of this is Attached (Attachment 2).

Name of Initiative	Agency engaging	Due Date	Description
Draft Government Policy Statement on land transport 2024	Ministry of Transport	2 April	New GPS to make funding switch to support the RONS and certain public transport priorities.

5.2 Upcoming Consultations:

Name of Initiative	Agency engaging	Likely timing	Description
Local Water Done Well Bill	TBC	March/April	The first of two projected bills giving effect to Local Water Done Well, this will focus on the proposed service delivery plans.
New National Policy Statement for Freshwater Management	MfE / Board of Inquiry	TBC	Cabinet has agreed to replace the National Policy Statement for Freshwater Management 2020 (NPS-FM) ‘to better reflect the interests of all water users.’
Resource Management Act Amendment Bill	MfE	This Year	Bill to change the hierarchy of obligations created by Te Mana o Te Wai in the NPS Freshwater.

6. Fast-track Approvals Bill

- 6.1 The Government is currently consulting on the Fast-track Approvals Bill. This will establish a permanent “fast-track” approvals regime for projects of national and regional significance. The proposed system will be a ‘one-stop-shop’ for consents under the Resource Management Act 1991, as well as approvals required under a range of other legislation including the Wildlife Act 1953, Conservation Act 1987, Reserves Act 1977, Heritage New Zealand Pouhere Taonga Act 2014, Crown Minerals Act 1991, and Public Works Act 1981.
- 6.2 Decisions on applications will be made by the joint Ministers (being primarily the Minister for Infrastructure, Minister of Transport, and Minister for Regional Development and for certain applications the Minister of Conservation and/or the Minister responsible for the Crown Minerals Act).
- 6.3 The Bill specifies criteria for eligible and ineligible projects. It also outlines the process for how projects will be accepted into the process and then once accepted how they will be processed.

ITEM 9.1

- 6.4 Officers will draft a submission on the Bill, focusing largely on some technical feedback at this stage. The draft submission will be pre-circulated to Elected Members for comment on Wednesday, 10 April. If Elected Members have any specific feedback upfront that they would like captured in the submission (e.g. is there comment on the joint Ministers being the decision makers for these applications), then it can be sent to Senior Policy Planner, Tiffany Gower, as she will be drafting the submission.
- 6.5 Here is a link to the Fast-track Approvals Bill for your information: [Fast-track Approvals Bill 31-1 \(2024\), Government Bill Contents – New Zealand Legislation](#)

7. Mangaweka Cantilever Bridge

- 7.1 Notification has been received that Heritage New Zealand Pouhere Taonga has approved the Mangaweka Cantilever Bridge (List No. 9746) for entry on the New Zealand Heritage List / Rārangi Kōrero ('the List'). This took effect on 21 March 2024. A copy of the List Entry Record is attached (Attachment 3). Note: Due to a database limitation, only one Council can be listed in the 'Local Authority' field. Manawatū District Council is also noted as 'Local Authority' but does not currently display in the Heritage New Zealand Pouhere Taonga record.

8. Mangapapa Road, Taihape – Proposed Road Stopping

- 8.1 The upper portion of Mangapapa Road, Ohutu, is unformed legal road (ULR) which is neither formed as road, nor managed as part of Council's public road network. The land is occupied and actively farmed by adjoining owners. Total area involved is 1.2748 hectares.
- 8.2 No records have been located that indicate when, if ever, the road may have been actively managed by RDC, the County pre-1989, or by the Crown prior to 1973 when rural roads vested in Counties.
- 8.3 There is no prospect of developing this ULR as road; it offers no practical access to the adjoining lands. Those properties all have both physical access from, and legal frontage to, public roads maintained by RDC.
- 8.4 The adjoining owners (occupiers) have no formal rights to occupy or use the ULR. Recent referencing of some of their occupied areas led into discussion on opportunity to realign land boundaries. Land survey work then revealed the true location of the ULR.
- 8.5 A proposal was developed by the occupiers for part of the ULR to be stopped. A formal survey plan was drawn which preserves statutory rights of public access to a small stream in the gorge immediately west of the ULR which runs down to the Hautapu River. The attached aerial (Attachment 4) overlay displays parts of the road to be stopped as Section 1 (red) and Sections 2 and 3 (green), the balance of ULR (purple), and the stream (blue).
- 8.6 The applicants request that Council stop the 3 Sections of ULR and transfer to them the underlying fee simple interests in the land proportionate to their historic use and occupation. The red and green arrows display the lands to which the separate sections are to be transferred.
- 8.7 The applicants request the stopped road be transferred to them without consideration. They base that on their use and management of the land for many years at no cost to Council's ratepayers.

8.8 RDC's road management policy provides for this proposal and that all costs are to be met by the applicant/s. The applicants' likely costs in this proposal have been assessed to be not less than \$14,000. Refer to Recommendation 2 below.

9. Financial Implications

9.1 There are no financial implications for this operational report.

10. Impact on Strategic Risks

10.1 There are no strategic risk implications for this operational report.

11. Mana whenua implications

11.1 There are no mana whenua implications for this operational report.

12. Statutory Implications

12.1 There are no statutory implications for this operational report.

13. Decision Making Process

13.1 This item is not considered to be a significant decision according to the Council's Policy on Significance and Engagement.

Attachments:

1. **Health Safety and Wellbeing Dashboard February 2024** [↓](#)
2. **Submission - Food Safety** [↓](#)
3. **Mangaweka Cantilever Bridge - List Entry Record 9746** [↓](#)
4. **Mangapapa Road Proposed Stop - Aerial map** [↓](#)

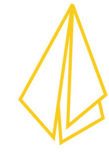
Recommendation 1:

That the Chief Executive's Report – March 2024 be received.

Recommendation 2:

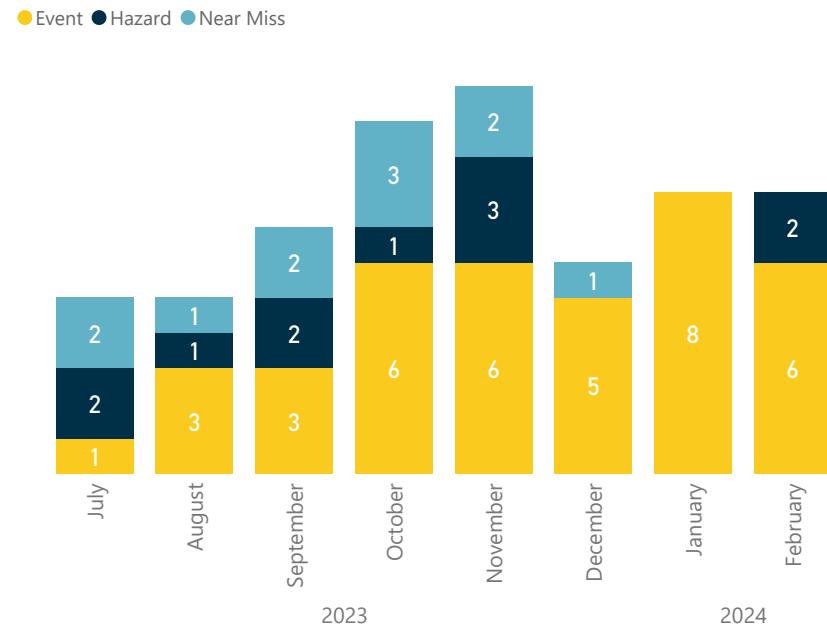
That Council:

- a. approves the stopping of the portions of the unformed legal road (ULR) named Mangapapa Road shown on the aerial overlay plan in the report; and
- b. instructs the Chief Executive to progress the matter, subject to all costs of road stopping being paid by the applicants as non-refundable deposit; and
- c. authorises the Chief Executive to take all necessary actions and sign all documents to give effect to this Resolution.

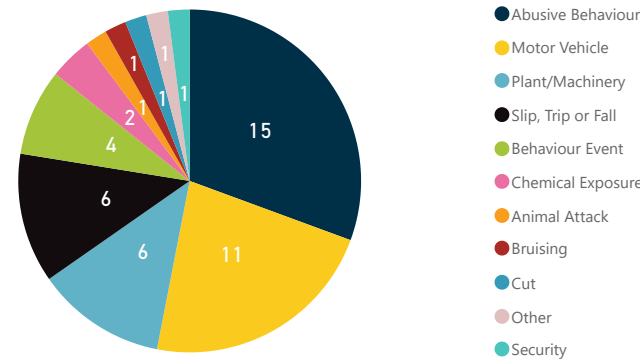


RDC Health and Safety Dashboard February 2024

Events, Hazards and Near Misses 01 July 2023 to date



Event/Near Miss Category 01 July 2023 to date



Wellbeing News

Protect yourself (and others) from seasonal illness. We're arranging on-site Flu vaccinations for RDC staff, and we'll let you know dates and details soon. You'll be able to receive a Covid booster at the same time if you choose to.

Buccaline Tablets are now available from pharmacies in Taihape, Marton and Bulls. These are funded through our Wellbeing Programme, so if you would like a dose, please pop into one of the pharmacies and show your RDC ID card.

Please remember all the usual health and hygiene protocols and **stay home if you're sick.**

Stars of Matariki – Safety and Wellbeing

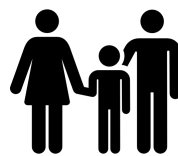
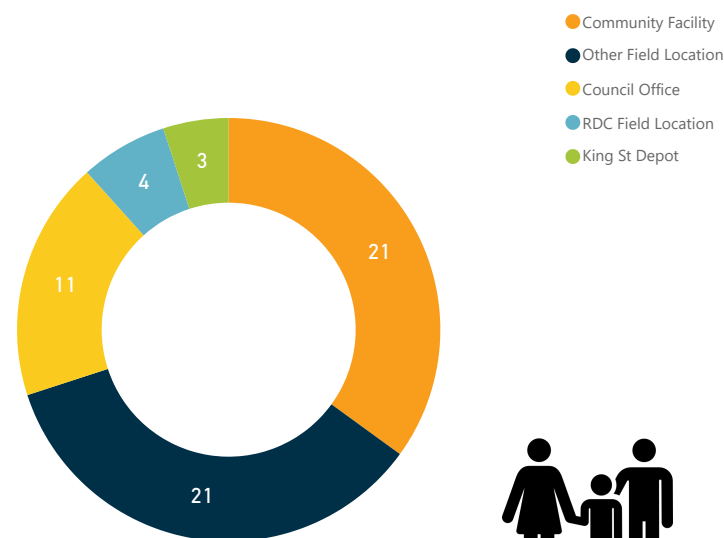
Nominations are open for our annual Stars of Matariki Awards. The Tupuarangi Award acknowledges individuals and teams who have demonstrated care for the safety and wellbeing of themselves and others. This is a great opportunity to nominate and recognise your colleagues for health, safety and wellbeing excellence. Nomination can be done on Kapua and are open until 31 March.

Summary of Month

6 Events
0 Notifiable Incidents
0 Notifiable Illness/Injuries

0 Near Misses
2 Hazards

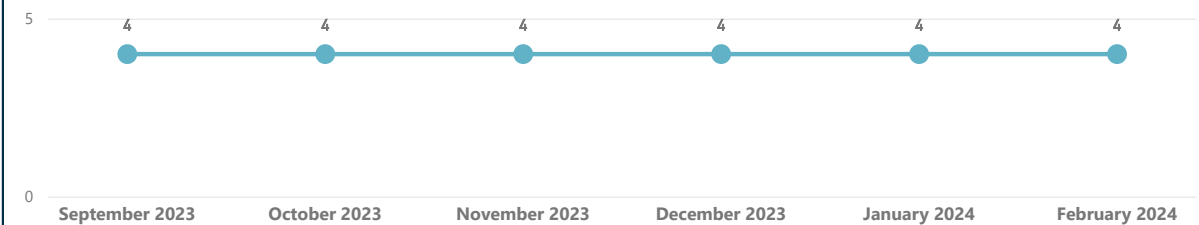
Location Events, Hazards and Near Misses



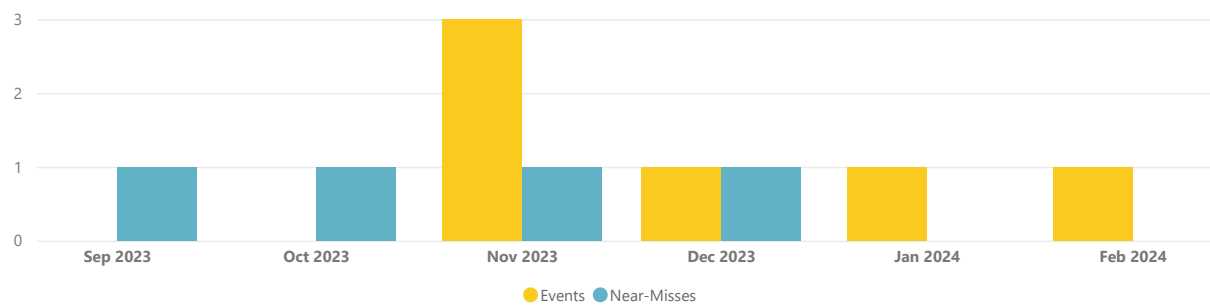
Average Driver Ratings

52% Completed Driver Safety Training

Ratings from E-Road Dashboard (Overspeed / Harsh Braking & Harsh Acceleration Events)



Vehicle Incidents





14 March 2024

Cost Recovery Directorate- Corporate Branch
 Ministry for Primary Industries
 PO Box 2526
Wellington 6140

Submitted via email: costrecovery@mpi.govt.nz

Tēnā koe

Submission on Cost Recovery Proposal to Maintain and Expand New Zealand’s Food Safety Core Regulatory Services Under the Food Act 2014

This submission is made in support of Taituarā’s submission and also Manawatū District Council’s submission.

Manawatū District Council (MDC) carries out the environmental health function for Rangitikei District Council (RDC). We agree that food safety regulatory services play a crucial role in protecting public health, ensuring food safety, promoting consumer confidence, facilitating international trade, and safeguarding the integrity of the food supply chain. Areas where we hold the same concerns as MDC are:

Implications of Additional Levy on Food Businesses

We agree the potential imposition of a levy on food businesses, could have negative economic and social ramifications, especially in the current financial times and when businesses are still recovering from the impacts of COVID-19. As this cost would have to be passed onto consumers this outcome could have far-reaching consequences for community well-being and our communities ability to afford to ensure they have the basic life necessities. We support MDC’s recommendation that MPI align its proposal’s objectives with the principles outlined in section 16(d) of the Food Act, particularly the need to minimise compliance costs for food businesses.

Proposal for Territorial Authorities to Collect Domestic Food Business Levy as Part of Existing Registration Processes

RDC also does not support the proposal for territorial authorities to collect the new domestic food business levy on MPI’s behalf. RDC also agrees with the submission points raised by Taituarā regarding the collection of the new levy. We further agree with Taituarā that central government needs to independently collect its regulatory fees.

Potential Incurred Costs from the Collection and Transfer of Levy Payments to NZFS

RDC supports Taituarā’s submission that the proposal’s assumption that it will take councils an average of five minutes of additional work on top of existing registration processes to collate, track and transfer collected levy revenue to MPI is wrong. This is gravely underestimated and will take local authorities longer while also creating an additional administrative burden on Council staff.

Making this place home.

06 327 0099 info@rangitikei.govt.nz www.rangitikei.govt.nz 46 High Street, Private Bag 1102, Marton 4741

Increased Consistency of Training for Verifiers and Provision of Verification Services

RDC agrees with MDC's statement that domestic food businesses benefit from greater consistency of training for verifiers and provision of verification services and that an adequate amount be paid for the services.

RDC thanks MPI for the opportunity to provide feedback on this proposal.

Ngā mihi



Andy Watson
Mayor – Rangitīkei District Council

List Entry Record

List Number: 9746

Site Reference: P175793



HERITAGE NEW ZEALAND
POUHERE TAONGA

ITEM 9.1
ATTACHMENT 3

Name: Mangaweka Cantilever Bridge

Other Names:	Name	Year From	Year To
	Awahuri-Mangaweka via Kimbolton highway bridge		
	Mangaweka Cantilever Bridge		
	Ruahine Road Bridge		

Location: Ruahine Road, MANGAWEKA

List Entry Legal Description: Legal Road, Wellington Land District. Mangaweka Cantilever Bridge has no specific legal description. It is contained within legal road reserve.

Local Authority: Rangitikei District

Summary: Mangaweka Cantilever Bridge, completed in 1904, spans the Rangitikei River and connects the Manawatu and Rangitikei districts. The bridge sits within, and complements, a dramatic natural environment. The bridge has historical significance for its association with the Public Works Department, which led its design and construction, and the highly respected engineering firm J and A Anderson Ltd. It has local historical significance for its association with the settlement and development of farming and forestry in the central Manawatu-Whanganui Region. The bridge’s social significance is demonstrated by the strong community support for the retention of the bridge when it was threatened with demolition after its closure in 2016. The Mangaweka Cantilever Bridge has technological value for being an important example of a design that was rarely adopted in the New Zealand context. It is notable for being the first and only steel cantilever road bridge constructed in New Zealand, and only one of three known and extant cantilever bridges.

Mōkai Pātea in the central North Island extends from the Desert Road in the north to just south of Rātā near Marton, eastwards to the Ngaruroro River and the summit of the Ruahine ranges and ends just west of State Highway 1 and Taihape. The people of Mōkai Pātea arrived over a period of seven generations, with Ngāti Hauiti holding the western and southern parts of the Mōkai Pātea rohe from the time of Hauiti to the mid-nineteenth century. Pākehā settlement began with the arrangement of leases with private runholders in the 1860s and was progressed through the Crown’s purchase of land and the development of infrastructure, including the North Island Main Trunk railway. Increased settlement highlighted the need for safe river crossings and, following years of requests from residents, Mangaweka Cantilever Bridge was built on the site of earlier crossings.

In a flood-prone area, the bridge’s cantilever design avoided midstream piers. Two concrete piers, built for a never-completed cylinder bridge, were extended to facilitate the design. The single-lane bridge is approximately 141 metres in length. It has a timber deck and a three-span steel truss design. The bridge is set lower down from the surrounding hills and provides a vantage point from which to appreciate the natural landscape.

Despite plans for an official opening close to the time of completion, it wasn’t until 111 years later that one was held. Although receiving repairs over the decades, the form and design of the bridge is largely unchanged from the time it was completed. In 2016, however, a routine inspection of the bridge revealed significant structural deterioration and it was deemed unable to meet modern traffic demands. A new bridge was built 30 metres to the south and Mangaweka Cantilever Bridge was reopened as a pedestrian and cycling bridge. It continues to be of value to those engaging in tourism and recreational activities in the region.

List Entry Record

List Number: 9746

Site Reference: P175793



HERITAGE NEW ZEALAND
POUHERE TAONGA

List Entry Status:	Listed	
List Entry Type:	Historic Place Category 2	
List Number:	9746	
Date Entered:	29 February 2024	
Extent of List Entry:	Extent includes part of the land known as Legal Road, Wellington Land District, and the structure known as Mangaweka Cantilever Bridge including its abutments. Extent does not include the river recording apparatus that is attached to the bridge. (Refer to map in Appendix 1 of the List entry report for further information).	
Chattels	There are no chattels included in this List entry.	
District Plan Listing:	District Plan	NOT SCHEDULED in Rangitikei District Plan, Operative 2013
	District Plan	NOT SCHEDULED in Manawatu District Plan, Operative 1 December 2002
NZAA Site Number:	T22/27	
Maori Interest:	General Interest	
Heritage NZ Office:	Central Regional Office	

Other Information: A fully referenced copy of the Listing Report is available upon request from the Central Regional Office of Heritage New Zealand Pouhere Taonga

Disclaimer

Please note that entry on the New Zealand Heritage List/Rārangi Kōrero identifies only the heritage values of the property concerned, and should not be construed as advice on the state of the property, or as a comment of its soundness or safety, including in regard to earthquake risk, safety in the event of fire, or insanitary conditions.

Archaeological sites are protected by the Heritage New Zealand Pouhere Taonga Act 2014, regardless of whether they are entered on the New Zealand Heritage List/Rārangi Kōrero or not. Archaeological sites include 'places associated with pre-1900 human activity, where there may be evidence relating to the history of New Zealand'. This List entry report should not be read as a statement on whether or not the archaeological provisions of the Act apply to the property (s) concerned. Please contact your local Heritage New Zealand office for archaeological advice.

General Nature of Wahi Tapu:

Section 66(1) & 66(3) Assessment:	Section 66(3)	a
	Section 66(3)	b
	Section 66(3)	e
	Section 66(3)	g
	Section 66(3)	j
	Section 66(1)	Historical

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HERITAGE NEW ZEALAND
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- Section 66(1) Aesthetic
- Section 66(1) Social
- Section 66(1) Technological

Section 66(1) Detail:

Historical Significance or Value

Mangaweka Cantilever Bridge has historical significance for being New Zealand's first and only steel cantilever road bridge, and one of only three known extant cantilever bridges and viaducts in the country. Furthermore, it is a representative example of a common set of circumstances in New Zealand: a high number of waterways, the resulting need for safe means of traversing them, and the ways in which successful structures noticeably altered the circumstances of individuals and communities. The bridge has high historic value for its associations with the highly respected engineering firm J and A Anderson Ltd, which was contracted to undertake the construction of the bridge, and the Public Works Department, which led the design and construction of New Zealand's infrastructure from 1878 for over one hundred years, with many of their engineers being regarded as leaders in their field. These connections with excellence enhance the value of the bridge.

The bridge has special local historical significance for its association with the settlement and development of farming and forestry in the central Manawatu-Whanganui Region. It is particularly associated with the Kawhatau settlement, a programme typical of those established by the government to settler the lower central North Island, and the success of which was reliant upon the ability to safely traverse the Rangitikei River. These connections with the themes of Pākehā settlement and its associated infrastructure development enhance its importance.

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Aesthetic Significance or Value

Mangaweka Cantilever Bridge is of aesthetic significance because its cantilever design and siting complement the natural beauty of the area, which is recognised as an outstanding landscape. The bridge's setting forms a dramatic natural environment, and the cantilever design eliminates the need for midstream piers, allowing for the uninterrupted flow of the significant Rangitīkei River. The height of the bridge does not compete with the backdrop of sandstone cliffs, instead its form echoes the topography of its setting, providing a sense of visual harmony. The symmetrical open truss design provides a sense of elegant strength in the bridge structure, which is largely unchanged since it was first constructed. The bridge's aesthetic values elevate it above its utilitarian function and allow it to contribute to the overall environment.

Technological Significance or Value

Mangaweka Cantilever Bridge has technological significance as the first and only steel cantilever road bridge built in New Zealand, and one of just three known examples of cantilever bridges or viaducts that were built in the country. At a time when timber truss design was most often applied in New Zealand, the Mangaweka Cantilever Bridge has technological value for being an important example of a design that was rarely adopted in the New Zealand context, possibly for the complexity of construction. The choice of this design demonstrates innovation in bridge building and the acknowledgement of the need to address a particular issue at this location. Designed to span the river with no midstream piers, the bridge addressed issues faced by earlier bridge crossings that were frequently affected by flooding. Despite some instances of repair, the technological value of this form of bridge and the material is demonstrated by the fact that it is the oldest extant and longest bridge built in the Manawatu and Rangitīkei districts.

Social Significance or Value

The absence of an official opening of Mangaweka Cantilever Bridge had long been lamented by the local community and on 7 March 2015 a much belated opening was held. Celebrations involved around 300 attendees, some dressed in period costume, and a procession of vintage vehicles. The bridge's social significance is further demonstrated by the strong community support for the retention of the bridge when it was threatened with demolition. The latter saw the formation of Mangaweka Bridge Trust to preserve the bridge and promote its tourism potential. Mangaweka Cantilever Bridge currently forms a celebrated part of the Manawatu 'Country Road' Scenic Route; Rangitīkei Cycleway; and Manawatu's Iron Gates Experience, thereby contributing to the sense of local pride and the economy. The bridge continues to provide a strong link between the Manawatu and Rangitīkei districts. It is a dominant element in both the townscape and landscape and is a communal structure by its very purpose and ownership.

Section 66(3) Detail:

This place was assessed against the Section 66(3) criteria and found to qualify under the following criteria: a, b, e, g, j. The assessment concludes that this place should be listed as a Category 2 historic place.

(a) The extent to which the place reflects important or representative aspects of New Zealand history

The building of bridges was one of the primary concerns of early communities because of the challenge of safely crossing New Zealand's many waterways. The earlier methods of crossing the Rangitīkei River, including a low-level bridge, proved unreliable and to be only temporary solutions. Mangaweka Cantilever Bridge, by contrast, was built in durable materials including concrete and steel, and was designed to span the river with no midstream piers.

The bridge is intimately linked with the settlement and development of farming and forestry of the central Manawatu-Whanganui Region. The Kawhatau Settlement, which the bridge served, was typical of government programmes to

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settle and develop the lower central North Island.

(b) The association of the place with events, persons, or ideas of importance in New Zealand history

Mangaweka Cantilever Bridge has significance for its association with nationally significant organisations the Public Works Department, which designed the bridge, and engineers J & A Anderson of Christchurch, who were contracted to construct it. The Public Works Department carried out extensive infrastructure development to assist with economic development and significant immigration schemes. J & A Anderson were responsible for the construction of the Waiau Ferry Bridge in 1887, which was the country's first cantilever bridge. Their ability to successfully complete rare, unique and complex structures, allowed them to prosper from periods of government-led railway and infrastructure expansion.

(e) The community association with, or public esteem for the place
As an impressive and essential local infrastructure asset, Mangaweka Cantilever Bridge has been an important landmark in the Manawatu and Rangitikei districts since 1904. There is a high level of community association with this structure following on from the significant public esteem that was demonstrated through action taken to preserve and restore the bridge when it was threatened with demolition; at its opening, which was held on 7 March 2015 to rectify the absence of an opening when the bridge was first completed; and further celebrations when the new road bridge was officially opened on 20 May 2022. Additionally, the bridge continues to serve the community, currently as a pedestrian and cycle bridge, and is identified as an attraction on several tourist routes.

(g) The technical accomplishment, value, or design of the place
Despite several instances of repair, Mangaweka Cantilever Bridge is a technically accomplished early 1900s structure that has value for its relatively little-altered design. It remains very close to its original form. The truss, spans, deck, and piers were constructed using commonly used materials, but employed in a highly functional and aesthetic way to ensure longevity. That so few cantilever bridges were constructed in New Zealand suggests the engineering requirements for this bridge type were complex and therefore only used in rare circumstances.

(j) The importance of identifying rare types of historic places
Bridge building was of high importance in developing communities and for public safety, but of the considerable number that were built in New Zealand, Mangaweka Cantilever Bridge was the only steel cantilever road bridge. Only three cantilever bridges are extant in this country, making it a much less commonly used bridge type. The Mangaweka Cantilever Bridge therefore holds considerable significance for providing a rare opportunity to study the application of this bridge design and construction in New Zealand. That the bridge has retained much of its original form increases its value in this regard.

Summary of Significance or Values

Mangaweka Cantilever Bridge is of considerable heritage significance to New Zealand. It is a significant landmark within the Manawatu and Rangitikei districts, being strongly linked to the history of that area's development. The bridge is of importance in terms of its design, and for its association with the Public Works Department and engineers J & A Anderson. The latter's success with other bridge building contracts such as Waiau Ferry Bridge, a Heritage New Zealand Pouhere Taonga Historic Place Category 1, led them to become known nationwide for sound engineering design and construction.

Mangaweka Cantilever Bridge is the only steel cantilever road bridge to be constructed in New Zealand and has been held in high esteem by the community since its completion. When threatened with demolition, strong efforts were made to not only preserve but also restore the bridge so it could still perform at least part of its original function. Its history has been celebrated

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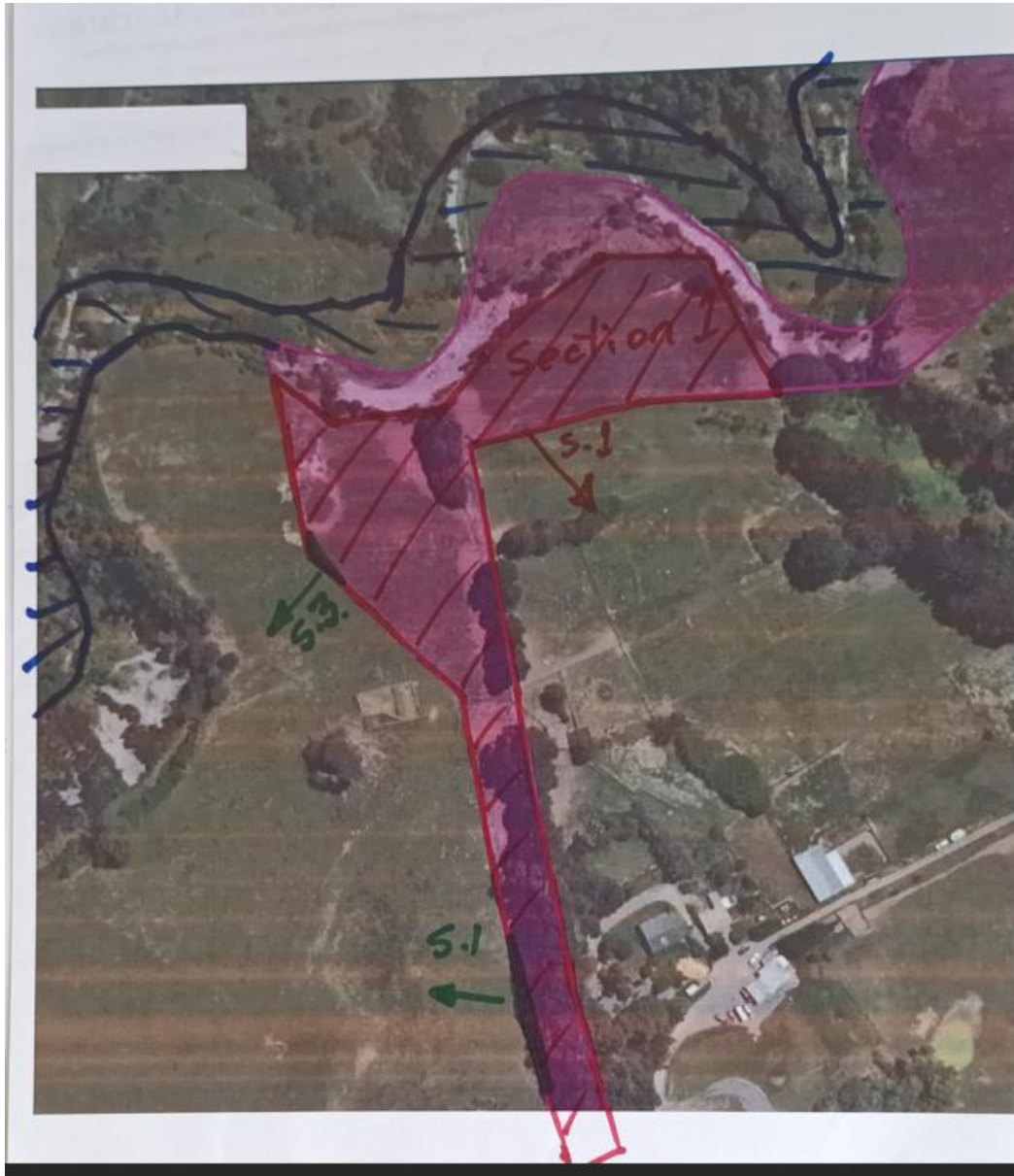
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by a belated opening ceremony and a commitment to increasing the awareness of the significance and history of the structure.

Statement of Wahi Tapu:



10 Reports for Decision

10.1 Adoption of Draft Signs and Public Places Bylaw and Draft Smokefree and Vapefree Policy for Consultation

Author: Janna Isles, Corporate Planner

Authoriser: Katrina Gray, Senior Strategic Planner

1. Reason for Report

- 1.1 The purpose of this report is to adopt the Draft Signs and Public Places Bylaw and Draft Smokefree and Vapefree Policy for consultation.
- 1.2 The Draft Signs and Public Places Bylaw and Draft Smoke and Vapefree Policy were considered by the Policy/Planning Committee at the 5 February 2024 meeting and were both recommended to Council for adoption for consultation.

Resolved minute number 24/PPL/005

That the Policy/Planning Committee recommend to Council that the 'Rangitikei District Council Signs and Public Places Bylaw 2024' bylaw be adopted for consultation.

Resolved minute number 24/PPL/006

That the Policy/Planning Committee recommends to Council that, in accordance with section 155 of the Local Government Act, a bylaw is the most appropriate way of dealing with the management of nuisances created from signs in public places, trading in public places, and other uses of public places, and that the draft Rangitikei District Council Signs and Public Places Bylaw 2024 is the most appropriate form of a bylaw, and there are no implications under the New Zealand Bill of Rights Act 1990.

Resolved minute number 24/PPL/010

That the Policy/Planning Committee recommends to Council that it approves public consultation on the draft smoke and vapefree policy (with any further amendments) on the basis that this will increase public awareness and support for the initiative, and delegates to the Policy/Planning Committee to consider oral and written submissions and report its finding to the Council.

2. Review of the Public Places, Trading in Public Places, and Control of Advertising Signage bylaws

2.1 Background and Context

2.1.1 Section 145 of the Local Government Act 2002 (LGA) provides Council with the power to create bylaws for the purpose of:

- (a) Protecting the public from nuisance
- (b) Protecting, promoting, and maintaining public health and safety
- (c) Minimising the potential for offensive behaviour in public places

2.1.2 A bylaw cannot be created for the purpose of maintaining visual amenity or aesthetics.

2.1.3 The Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control, of Advertising Signage Bylaw 2013 were all adopted on 31 January 2013 after a review of the corresponding 2007 bylaws, as required by section 158 of the LGA. A further review of these bylaws was not completed within 10 years of the date of

the last review, and therefore, a new bylaw is required to be consulted on and adopted.

2.2 Proposed changes

2.2.1 A draft Signs and Public Places Bylaw was considered by the Policy/Planning Committee at the 5 February 2024 Meeting. The Policy/Planning Committee recommended to Council that the draft Signs and Public Places Bylaw is adopted for consultation, with amendments discussed at that meeting. These changes have been incorporated into the attached draft bylaw.

2.2.2 The draft Signs and Public Places Bylaw is attached (Attachment 1).

2.2.3 The three bylaws currently in place have been generally working well. However, several changes have been proposed as outlined below:

- The three bylaws have been combined into one, restructuring the content, clearly defining the dispensation process, identifying exceptions, and reviewing the definitions, to improve clarity and ease of use.
- Preaching, Busking and Soliciting donations has been rewritten.
- Shop owners will be allowed to display goods intended for sale or tables and chairs outside their store to align with Council’s Town Centre Plans.
- The vehicles section has been revised to remove crossover with the Traffic and Parking Bylaw 2023.
- The refuse section has been rewritten to focus on fly tipping, which has been a concern across the district.
- The stock on public places section has been rewritten to remove overlap with the Stock Droving and Grazing Bylaw 2013.
- The bicycles, skateboards and mobility devices are allowed providing that they do not cause a safety issue or are a nuisance.
- The mind-altering substances clause has been removed as Council’s Enforcement Officers would not be enforcing this clause.
- The clauses relating to advertising signs has been rewritten to reduce any confusion on the role of the Bylaw and the role of the District Plan.
- The way lights on signs are controlled has been changed to be easier to implement.

2.3 Changes made at the direction of the Policy/Planning Committee

2.3.1 The Policy/Planning Committee discussed the potential to impose unintended restrictions on events. Officers propose amendments to exempt events from the requirement to provide written consent from any shop or business the event will be outside of. Officers also propose to add a clause allowing the organiser of a series of events to apply for one licence for the series.

2.3.2 There was discussion within the Committee that each stallholder at an event may need to apply for and pay for a licence. Officers note that clause 17.4 (d) *‘The organiser of a community event may apply on behalf of a specified group of people who are intending to sell goods as part of that event, if a licence is granted it will apply to that group’* is adequate to satisfy this concern.

- 2.3.3 The Committee raised concerns about electric scooters being used in a dangerous manner due to the speeds they are able to reach. The definition of skateboard extends to covering electric scooters. This means that electric scooters are controlled under the section 'bicycles, skateboards and mobility devices.' This means that under this proposed Bylaw, electric scooters must not be used in a manner that Council considered to be intimidating, dangerous, a nuisance, or likely to cause damage to property.
- 2.3.4 Mobility scooters were also raised as an issue at the Committee meeting, as an issue to be addressed in this proposed bylaw. Officers consider that the bicycle, skateboards and mobility devices section adequately addresses the concerns about mobility devices. A definition of mobility devices is proposed to be included in the Bylaw.
- 2.3.5 The Committee requested that the Bylaw specifies that liquor is controlled through another bylaw. A note has been added to specify the Council has a liquor control bylaw that controls liquor in public places.
- 2.3.6 There was some concern within the Committee that rural properties would not be able to erect an electric or barbed wire fence on the edge of their property if it abuts a road due to roads being considered public places. Officers recommend that the clauses in the proposed bylaw remain the same as clause 14.2 limiting the location of these fences, does not apply to property zoned rural, providing that the fence does not abut or adjoin a footpath.

2.4 Section 155 analysis

2.4.1 As part of the process of creating a bylaw Council must determine:

- (a) That a bylaw is the most appropriate way of addressing the perceived problem,
- (b) The proposed bylaw is the most appropriate form of bylaw, and
- (c) Is not inconsistent to the New Zealand Bill of Rights Act 1990.

2.4.2 *Appropriateness of the proposed bylaw*

In order to be able to determine if a bylaw is the most appropriate method for addressing the perceived problem, Council must first understand the perceived problem. Council has proposed to implement this bylaw to address the perceived issues of enjoyment of and safety of the public using public places. The main issues identified that the bylaw should address are damage to public places, obstruction of public places, visible identification of buildings, use of public places to not impede on others enjoyment of the space, conduct of the sale of goods in public places, and the regulation of signage to ensure safety. The alternative is to not have a bylaw. This option is not considered appropriate as Council would no longer be able to manage signs and activities in public places.

2.4.3 *Appropriateness of the form of the bylaw*

The 'form of the bylaw' refers to the structure of the bylaw and the drafting of the individual clauses. Officers have reviewed the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Bylaw 2013 and consider the majority of the controls to be appropriate. At the time of the last review of these bylaws, they were considered to be written in the most appropriate form of bylaw.

From this review, Officers have proposed changes to some controls to ensure these bylaws continue to be written in the most appropriate form. Officers propose a number of changes to the definitions section, rewriting to improve the language and restructuring of the bylaw to improve clarity.

2.4.4 *Assessment of the consistency with the New Zealand Bill of Rights Act 1990*

The New Zealand Bill of Rights Act 1990 guarantees a number of rights and freedoms including but not limited to freedom of expression, manifestation of religion, and freedom of peaceful assembly.

Officers do not consider there to be any clauses that are inconsistent with the New Zealand Bill of Rights Act 1990 in the proposed Signs and Public Places Bylaw.

2.5 Consultation

2.5.1 Council must use the special consultative procedure to consult on the proposed bylaw. The special consultative procedure requires a draft of the proposed bylaw along with a statement containing any reasoning and the determination of appropriateness (section 155 analysis).

2.5.2 Consultation will occur following the Long Term Plan 2024-34 consultation. Officers propose that consultation will begin on Friday 31 May 2024, and end on Monday 1 July 2024. Officers recommend that the Policy/Planning Committee is delegated authority for the hearing of submissions and deliberations. This will require an additional Policy/Planning Committee meeting at the end of July for the hearing of submissions.

2.5.3 The submission form and statement of proposal is attached (Attachment 2).

3. **Smokefree and Vapefree Policy**

3.1 Background and context

3.1.1 In 2011, Central Government set a goal that by 2025 fewer than 5% of New Zealanders would be smokers, recognising that tobacco was a leading cause of lung cancer. The intention is that this goal will be achieved by:

- protecting children from exposure to tobacco marketing and promotion,
- reducing the supply of, and demand for tobacco, and
- providing the best possible support for quitting.

3.1.2 Council has previously requested that Officers develop a smokefree policy to promote health within the community.

3.1.3 A draft policy was presented to the Policy/Planning Committee at the 15 February 2024 meeting.

3.2 Proposed Policy

3.2.1 The draft Smokefree and Vapefree Policy is attached (Attachment 3).

3.2.2 This policy has been written to reduce the prevalence of smoked tobacco and the associated effects of smoking in public places, lead a smokefree and vape free district, and support Councils partner agencies responsible for achieving the Smokefree 2025 objects in the Rangitikei.

3.2.3 Under this policy all Council facilities and places such as parks and swimming pools will be smokefree and vapefree.

3.2.4 This policy will be implemented through a range of methods including but not limited to displaying signs, requiring leased premises to be smokefree and vapefree upon review of leases and licences, and including a clause in the terms and conditions for hiring any council venue.

3.3 Consultation

3.3.1 Council is not required to consult on this policy prior to adopting it. However, the Policy/Planning Committee recommended to Council that consultation occurs on the basis that this will increase public awareness and support for the initiative.

3.3.2 While consultation is not required, it raises awareness within the community about the policy. Consultation can also be used as an opportunity to educate the community on the policy, the reasons why Council supports smokefree and vapefree initiatives within the district, and the health implications of smoking and vaping.

3.3.3 Officers recommend consultation runs simultaneous to the Signs and Public Places Bylaw, with the hearing of submissions and deliberations delegated to the Policy/Planning Committee.

3.3.4 The submission form and a summary of information for the proposal is attached (Attachment 4).

4. **Financial Implications**

4.1 Bylaw and policy development and enforcement costs are included in existing budgets.

4.2 Signage at Council recreation areas, facilities and buildings will need to be updated to signify they are no smoking and no vaping places. While this might be done as permanent signage is replaced, suitable bilingual signage can readily be downloaded for free from the Smokefree website and added to Council's existing signs.

4.3 Regular promotion would be needed to gain wider community awareness and positive support for the policy, which would create resourcing implications for Council's Communications team.

5. **Impact on Strategic Risks**

5.1 The strategic risk *Regulatory effectiveness is questioned* is associated with this report. If a bylaw or policy is not reviewed within the legislative deadlines, they become unenforceable. While the current bylaws remain in force, there may be a reputational risk letting the bylaw or policy pass the deadline for review.

6. **Mana Whenua Implications**

6.1 No mana whenua implications have been identified.

7. **Statutory Implications**

7.1 The statutory implications have been explained above.

8. **Decision Making Process**

8.1 The decision making process has been explained above.

Attachments:

1. **Draft Public Places Bylaw 2024** [↓](#)
2. **Draft Signs and Public Places Bylaw Consultation Material** [↓](#)
3. **Draft Smokefree and Vapefree Policy** [↓](#)
4. **Draft Smokefree and Vapefree Consultation Material** [↓](#)

Recommendation 1

That the report 'Adoption of Draft Signs and Public Places Bylaw and Smokefree and Vapefree Policy for Consultation' is received.

Recommendation 2

That Council adopts [with/without amendment] the draft Signs and Public Places Bylaw for consultation.

Recommendation 3

That Council considers that, in accordance with section 155 of the Local Government Act, a bylaw is the most appropriate way of dealing with the management of nuisances created from signs in public places, trading in public places, and other uses of public places, and that the draft Rangitikei District Council Signs and Public Places Bylaw 2024 is the most appropriate form of a bylaw, and there are no implications under the New Zealand Bill of Rights Act 1990.

Recommendation 4

That Council adopts [with/without amendment] the draft Smokefree and Vapefree Policy for consultation.

Recommendation 5

That Council delegates to the Policy/Planning Committee the hearing of submissions and deliberation of the written and oral submissions for the draft Signs and Public Places Bylaw and the draft Smokefree and Vapefree Policy.

ITEM 10.1 ATTACHMENT 1

**RANGITĪKEI DISTRICT COUNCIL
SIGNS AND PUBLIC PLACES BYLAW 2024**

DRAFT

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PART 1 - INTRODUCTION

1 SCOPE

- 1.1 This bylaw is made under section 145 and 146 of the Local Government Act 2002, the Land Transport Act 1998, and the Litter Act 1979. Council has the ability to adopt bylaws for the following general purposes:
 - (a) Protecting the public from nuisance;
 - (b) Protecting, promoting, and maintaining public health and safety;
 - (c) Minimising the potential for offensive behaviour in public places.
- 1.2 The general purpose of this bylaw is to:
 - (a) Protect the public from nuisance and maintain the safety of public places.
 - (b) Regulate trading in public places.
 - (c) Regulate signs in public places.
- 1.3 In particular, this bylaw addresses:
 - (a) Damage to public facilities which may have an adverse effect on other users of these facilities,
 - (b) Obstruction of public access and projections onto public spaces,
 - (c) Identification of properties,
 - (d) Use of public places that have a detrimental effect on the ability of the public to enjoy these spaces,
 - (e) To regulate the conduct of people selling goods and services in public places,
 - (f) To regulate the conduct of people using vehicles, trailers or relocatable structures to sell goods and services in public places,
 - (g) To regulate signs to ensure the safety of vehicles and pedestrians using public places.
- 1.4 Nothing in this bylaw detracts from any provision of, or the necessity for compliance with other Council Bylaws, Rangitikei District Plan, requirements imposed by Horizons Regional Council, the Department of Conservation or any other legislation.
- 1.5 This Bylaw is consistent with the New Zealand Bill of Rights Act 1990 and does not affect Iwi customary rights. Council is committed to protecting fundamental rights and freedoms such as the right to freedom of expression and freedom of peaceful assembly.

Note: New Zealand Transport Agency, Waka Kohtahi as a road controlling authority has its own bylaws for the control of signs on State Highways within the Rangitikei District.

Note: This bylaw does not regulate signs that are regulated through the Rangitikei District Plan, traffic signs, or signs required by statute.

Note: This bylaw does not regulate liquor control. This is done through the Liquor Control in Public Places Bylaw 2018.

2 COMMENCEMENT

2.1 This bylaw was adopted by Council on XXXXX and commences on XXXXXXXX.

3 REPEALS

3.1 The following bylaws are revoked on the commencement date of this bylaw:

- (a) Public Places Bylaw 2013
- (b) Trading in Public Places Bylaw 2013
- (c) Control of Advertising Signage Bylaw 2013

4 DEFINITIONS

4.1 For the purposes of this bylaw, unless the context otherwise requires, the following definitions shall apply:

APPROVED or APPROVAL means written approval, permit or consent provided by Council, including any Authorised Officer.

AUTHORISED OFFICER means any person appointed by Council to act on its behalf and with its authority, and may include a police officer.

BICYCLE means any wheeled device having at least one wheel and that is designed primarily to be propelled by the muscular energy of the rider and includes power-assisted bicycles. Children’s cycles having wheels less than 355 mm diameter are excluded. BMX cycles are included no matter the diameter of the wheels.

BUSKING means any person who performs or entertains in a public place whether for free or for reward or other and includes but is not limited to, playing an instrument, singing, dancing, juggling, mime, puppetry, performance art, conjuring, acrobatics, recitation, undertaking artworks and performing other acts of theatrical or visual forms. It does not include advertising or promotion in any form. ‘Busk’ and ‘busking’ means the same.

COUNCIL means the Rangitikei District Council.

EVENT means an organised temporary activity that takes place on one or more days including, without limitation, an organised gathering, demonstration, competition, parade,

FOOTPATH means a path or way primarily designed for, and used by pedestrians, and includes a footbridge.

GOODS means any product or service.

MATERIAL means any material of whatever kind and includes jumbo bins and other containers for waste material, but excludes vehicles.

MOBILITY DEVICE means any device whether motorised or not that is designed for the primary purpose of enabling a user to be more mobile, including but not limited to mobility scooters, power chairs, and wheelchairs.

NOISE ENHANCING DEVICE means any type of microphone, sound system, speaker or similar that emits sound whether it be music or voice.

NUISANCE has the same meaning given by section 29 of the Health Act 1956 and includes a person, animal, thing or circumstance causing unreasonable interference with the peace, comfort or convenience of another person whether or not that person is in a public place.

PERSON includes a natural person, a corporation sole, and a body of persons whether incorporated or not.

PREACHING means any person reading, speaking or using any other method of creative expression to share their beliefs whether or not they are religious.

PUBLIC PLACE means a place that is:

- (a) Under control of Council
- (b) Open to, or used by the public, whether or not payment is required for admission; and includes:
 - i. Any part of a public place
 - ii. Any reserve, park, domain, beach, foreshore and recreation grounds
 - iii. Any road, footpath, accessway, throughfare and berm owned by Council. This does not include private roads or roads owned by Waka Kotahi

SERVICE DELIVERY VEHICLE means any vehicle being used for the purpose of delivering goods to the building of any business or organisation and does not involve the sale of the goods to the general public in any place.

SIGN means any device, character, graphic or electronic display, whether temporary or permanent, which:

- (a) is for the purposes of:
 - (i) identification of or provision of information about any activity, property or structure or an aspect of public safety;
 - (ii) providing directions; or
 - (iii) promoting goods, or events;

- (b) is projected onto, or fixed or attached to, any structure or natural object including any vehicle or trailer; and
- (c) includes the frame, supporting device and any ancillary equipment whose function is to support the message or notice.
- (d) for the purpose of this bylaw, any bunting, poster, mural, banner flag, billboard footpath/sandwich board, or projection is also to be considered a sign.

SKATEBOARD A wheeled device controlled or propelled by gravity or by energy exerted by the rider, or equivalent device propelled by a battery including but not limited to skateboards, roller skates, scooters, trolleys, electric scooters, or similar recreational devices. This does not include any wheelchair, baby or adult carriage or bicycle.

STOCK means Cattle, sheep, horse, deer, donkeys, mules, goats, pigs, alpacas, llamas, poultry and any other animal farmed or contained by humans of any age or gender.

TEMPORARY SIGN means any sign advertising any forthcoming event, which is continuously displayed for no more than 3 calendar months in any 1 year, and includes:

- (a) A parliamentary or local authority election, or candidates for any such election; or
- (b) Construction or development works on a building site or demolition site; or
- (c) The sale, auction, or lease of the property or land the sign is located on; or
- (d) Any exhibition or entertainment event.

TRADING means an activity undertaken by any person involving the sale of goods, or the offering of a commercial service for payment, or any other compensation in a public place, including but not limited to pop up stalls, mobile shops, temporary drinks outlets, and temporary food outlets. A trading activity may be temporary or permanent, occurring on a one-off basis or as a series of events. Trade and trading have a corresponding meaning.

VEHICLE means a device equipped with wheels, tracks or revolving runners upon which it moves or is moved. It includes:

- (a) Trailers
- (b) Caravans
- (c) Boats
- (d) The shell or hulk of a vehicle

but does not include:

- (e) A perambulator or pushchair
- (f) A mobility scooter
- (g) A bicycle
- (h) A skateboard
- (i) A motorised wheelchair.

5 DELEGATION

- 5.1 In this Bylaw, where the written permission of the Council is required, such permission may be given by the Chief Executive who may delegate all or part of that function to any Authorised Officer.

DRAFT

PART 2 – PUBLIC PLACES

6 PUBLIC SAFETY AND NUISANCES

- 6.1 Any person in a public place must not:
- (a) Set off any fireworks or explosive material or allow the setting off of fireworks or explosive matter in a manner which creates or is likely to create a nuisance to users of any public place;
 - (b) Leave any work, hole or excavation in a public place in a manner that could be a danger to anyone entering or using that public place;
 - (c) Take off or land any aircraft including model aeroplanes, hot air balloon, hang glider, parachutes or similar, except in an emergency;
 - (d) Conduct any activity, including the playing of any game recklessly or in a manner which may intimidate, be dangerous or injurious or cause a nuisance to persons in the public place, or damage the public place;
 - (e) Beg in a manner that may intimidate or cause a nuisance to any person.
 - (f) Allow or cause the drippings of eaves or other projections of any building to fall in a manner likely to cause a nuisance.

7 PREACHING, BUSKING AND SOLICITING DONATIONS

- 7.1 Preaching and busking is only permitted in the areas identified in schedule 1.
- 7.2 Before commencing this activity, permission must be granted by the owners of the business or the owner of the building the activity is operating outside. The owners that provided permission may withdraw their consent at any time. If consent is withdrawn the activity must stop immediately.
- 7.3 A person may not undertake this activity for more than a total of 2 hours on any given day.
- 7.4 No person may undertake this activity in a way that causes a nuisance to any person.
- 7.5 No tables or chairs may be placed on the footpath in association with this activity.
- 7.6 Direct interaction with the public associated with this activity must be initiated by the member/s of the public.
- 7.7 No noise enhancing device may be used in association with this activity.
- 7.8 No person shall distribute any printed or written material advertising any product, service or entertainment in a way that does or is likely to cause a

nuisance. Any person distributing printed or written advertising material in a public place shall be responsible for the removal of any litter attributed to the distribution of the advertising material.

7.9 The activity must be undertaken in a way then ensures that access is not impeded to fire exits, fire hydrants, shop and business entranceways, rubbish receptacles, pedestrian flow, or street furniture stands.

7.10 Display stands associated with this activity must:

- i. Be a maximum of one display stand associated with a person undertaking this activity may be used at any one time.
- ii. Be erected at the beginning of the activity, and removed when the activity ends.
- iii. Incorporate the logo or name that clearly identifies the organisation or person responsible for it.
- iv. Not exceed 500mm(w) x 500mm(d) x 1200mm(h).
- v. Not obstruct the path of pedestrians, and must leave a gap of at least 2m for pedestrians to pass.

8 OBSTRUCTING PUBLIC PLACES

8.1 Any person in a public place must not:

- (a) Obstruct, impede, interfere with, cause a nuisance or block pedestrian or vehicular traffic access on, to or from a public place
- (b) Obstruct, remove, or damage any culvert, sewer or drain on any public place;
- (c) Place, leave or permit any object or thing, including without limitation any vehicle, packing case, crate, basket, cask, barrel, package or other encumbrance which creates or is likely to create a nuisance;
- (d) Participate in any assembly or associate with other persons in a way that impedes pedestrian or vehicular access to buildings facing onto the public place or organise or conduct any meeting, gathering, demonstration, parade, procession or competition in a public place which creates or is likely to create a safety hazard or a nuisance;
- (e) put any portico, projecting window, balcony, wall, lamp, door step, cellar door, lamp post, signboard, window shutter, gate post, awning, or other obstruction or projection of any kind whatsoever in, on, over or under a public place. This restriction shall not apply to any veranda or awning erected pursuant to a requirement of the District Plan;

- (f) allow any gate or door on a property abutting a public place, to swing over or across the public place;
- (g) allow vegetation to encroach on to or over any public place to obstruct or interfere with street lighting or the free movement of persons or vehicles using that public place;
- (h) place any item on a footpath unless in accordance with section 9.

9 GOODS AND OUTDOOR DINING IN PUBLIC PLACES

- 9.1 Goods intended for sale or display by shop owners, or tables and chairs for outdoor dining, may be set out on a footpath directly outside the shop to which they relate provided.
 - (a) The goods or tables and chairs do not extend past the store frontage to which they relate;
 - (b) There is a minimum of 2 metres of footpath clear for pedestrian traffic.

10 DAMAGE TO PUBLIC PLACES

- 10.1 No person in a public place can do, cause or permit to be done any act whatsoever by which damage is caused to any public place including:
 - (a) Interfere with, destroy, deface, pollute, remove or apply advertising devices to any;
 - a. Natural feature animal or plant including grass plot, flower bed, tree, shrub or plant or any inscription or label relating to it;
 - b. Ornament, statue, building, structure or facilities.
 - c. Name of any street, or the number of any building, or paint, affix, or set up any name of any street, or any number to any building
 - (b) be in control of any animal so that it damages any part of a public place;
 - (c) Remove any sand, soil or other naturally occurring material found in a public place;
 - (d) Open any drain or sewer on, or disturb or remove the surface of, any public place.
 - (e) Carry out an activity where a sign indicates that the activity is prohibited or otherwise regulated.
- 10.2 Any person carrying out authorised works on a public place shall provide reinstatement of the works to a standard approved by Council.
- 10.3 Any person wishing to gain access to a beach shall use a designated access where this is available.

11 USE OF VEHICLES

- 11.1 Any person in a public place must not:
 - (a) Drive or park any vehicle in a public place except in an area set aside for the driving or parking of vehicles;
 - (b) No person may operate any vehicle to cross any water channel in any public place other than over a crossing properly constructed for such purpose.
 - (c) Use any vehicle whose wheels or tracks cause or may cause damage to the surface or any part of the road.
 - (d) Keep any inoperable vehicle unless such vehicle can be made complete and in working order within a period of 24 hours, subject to being removed and impounded at the owners expense if not removed within a period of 24 hours;
 - (e) Drive any vehicle except on a formed road, or drive in a manner that is dangerous or inconsiderate to pedestrians or other vehicles in a public place;
 - (f) Carry out any work on any motor vehicle in a public place, except in the case of any accident or emergency when repairs are necessary to allow the vehicle to be removed.
 - (g) Use any vehicle in a way that it may damage any part of a public place;

12 BUILDING IDENTIFICATION

- 12.1 Address numbers allocated by Council are required to be displayed in a position so it is readily visible from the road, or public place to which it has frontage.
- 12.2 The owner or occupier of every building or group of buildings forming part of a complex must mark such building, complex, or letterbox associated with that building or complex with numbers no less than 50mm in height for residential buildings and letterboxes, and not less than 150mm in height for all other buildings, regardless of the building or complex being identified by other means.

12.3 Numbers required by 12.1 must be maintained by the owner or occupier in such a manner as to readily identify the property at all times.

Note: If a building has been identified as being earthquake prone, the notice must be displayed in accordance with the Building Act.

13 STOCK ON PUBLIC PLACES

- 13.1 No person shall permit any stock to be on a reserve, beach, footpath or cycle track or other area designated as an area prohibited, or Council has prohibited

the entry of stock by resolution or public notice, without the prior consent of Council.

- 13.2 Any person having control of stock on any public place shall ensure that the stock is kept under proper control, with consideration for other persons using the public place.
- 13.3 Any person being the owner of or having control of any horse or stock in a public place shall immediately remove any faeces deposited by that horse or stock from any public place.

14 FENCES

- 14.1 No person shall allow any rail, gate, or fence adjacent to a public place to be in a state of disrepair or in a state that Council considers to be a danger to the safety of people using the public place.
- 14.2 No person may erect or permit to be erected electrified fencing or barbed wire within 1 metre of the boundary of any public place unless the height of the barbed wire is at least 2 meters above ground level, or the electrified fencing is at least 3 meters above ground level.
- 14.3 Clauses 14.2 shall not apply within areas zoned as rural under Council's district plan, except when the fence abuts or adjoins a footpath.

15 BICYCLES, SKATEBOARDS AND MOBILITY DEVICES

- 15.1 A person must not use or ride a bicycle, Skating Device or Mobility Device in any public place in a manner as to be, in the opinion of Council:
- (a) Intimidating;
 - (b) Dangerous;
 - (c) A Nuisance;
 - (d) Likely to cause damage to property.

16 REFUSE

- 16.1 No person shall take to any place of disposal material of any kind which has been prohibited by the Council.
- 16.2 On premises set aside by the Council for the disposal of refuse, no unauthorised person can enter, loiter, disturb any deposit of refuse, or remove any article or material of any kind.
- 16.3 No person shall place, leave, dump, or fly tip waste of any type in a public place including but not limited to;
 - (a) Place or leave litter or any material or substance which are likely to be hazardous or injurious to any person, or likely to create a nuisance;
 - (b) Deposit in or around a public litter receptacle any household waste, recyclable waste, green waste, commercial waste, trade refuse or hazardous waste;
 - (c) Interfere with any refuse which is awaiting collection by an authorised collector.
 - (d) Throw or in any way deposit any offensive matter including without limitation dead animals or parts of dead animals and animal waste,
 - (e) Every person must properly dispose of the body or part of the body of any animal belonging to them, or in their charge or keeping, that has been killed or died while straying or being driven on any public place.

PART 3 – TRADING IN PUBLIC PLACES

17 TRADING IN PUBLIC PLACES

- 17.1 No person may undertake a trading activity in a public place without obtaining a licence from Council.
- 17.2 The application of the licence must be made in writing on the appropriate form.
- [17.3](#) If the applicant wishes to sell goods at a location outside an existing shop or business, the application must include written consent from that shop or business owner.
- [17.4](#) Clause 17.3 does not apply to community events.
- [17.5](#) Licence holders must comply with the conditions an authorised officer deems fit to impose on the licence.
- [17.6](#) The licence may specify without limitation:
 - (a) The name of the licence holder;
 - (b) The duration of the licence;
 - (c) The location to which the licence applies;
 - (d) The type of trading activity the licence allows;
 - (e) The hours allowed for trading by the licence;

(f) The use of signage

~~47.6~~17.7 The Council may, at its discretion, review, withdraw or alter conditions on a licence with a minimum of 24 hour notice given to the permit holder.

~~47.7~~17.8 The Council may immediately without notice alter, suspend, or cancel any licence if:

- (a) licence conditions are being breached;
- (b) Urgent works are required in the public place where the licence applies;
- (c) Urgent action is required to protect the public in the public place where the licence applies.

~~47.8~~17.9 Where a licence has been suspended or cancelled the licence holder must immediately remove any vehicle, stall, goods, and materials used in the trading activity from the public place.

~~47.9~~17.10 A licence granted by this bylaw is not transferable to any other person.

~~47.10~~17.11 A licence cannot be transferred to any other trading activity carried out by the person.

~~47.11~~17.12 Council may by resolution prescribe fees for licences or site rentals or both.

~~47.12~~17.13 Every licence holder shall always display their licence in a way that is visible to the public when engaged in the licenced activity.

~~47.13~~17.14 Exemptions for requiring a licence to trade in public places:

- (a) Selling or disposal by commercial fishermen of limited quantity of fish in the vicinity of a fishing vessel as specified in section 191 (2), Part 10 of the Fisheries Act 1996;
- (b) Service delivery vehicles including milk vendors;
- (c) Any market, stall or stand which has a current approval under any other bylaw, legislation, resource consent or specific resolution of Council.
- (d) The organiser of a community event may apply on behalf of a specified group of people who are intending to sell goods as part of that event, if a licence is granted it will apply to that group.

(e) One licence can be applied for and granted for an event spanning up to a maximum of 7 days.

~~(d)~~(f) One licence can be applied for and granted for a series of events occurring over a period of up to 6 months providing that the events are organised as continuous series by the same person.

PART 4 – SIGNS

18 GENERAL CONTROLS ON SIGNS

- 18.1 No person may display a sign in a public place or on or overhanging any land or building owned by the Council without a permit from the Council unless:
 - (a) The display of the sign is authorised by this bylaw or a permit is issued under this bylaw; or
 - (b) The display of the sign is expressly allowed by a resource consent under the Resource Management Act 1991.
- 18.2 No person may place or allow to remain in place any sign which explicitly or implicitly:
 - (a) Is discriminatory or advocates discrimination based on one or more of the prohibited grounds of discrimination as set out in the Human Rights Act 1993;
 - (b) Is objectionable within the meaning of the Films, Videos and Publications Classifications Act 1993;
 - (c) Is offensive, threatening or insulting; or
 - (d) Incites or encourages any persons to commit any offence.
- 18.3 All signs and their supporting structures shall be constructed, fixed, placed and maintained in a manner so they do not pose a danger to property or the public.
- 18.4 The owner of the sign is responsible for ensuring the sign does not pose a danger to property or the public.
- 18.5 No person shall display any advertising material on a vehicle whether stationary or moving on a road, where that vehicle is being used primarily for the purpose of exhibiting advertising material. Note: This clause does not apply to any advertising material on a stationary or moving vehicle where that advertising material is permitted as a condition of a licence to trade in a public place issued by the Council, or where the advertising material relates to the business that owns the vehicle.

Note: Any sign that requires a building consent must have obtained the consent before the sign is erected.

Note: Signs that are located on any privately owned premises within the district are required to comply with the district plan.

19 SIGNS OVER FOOTPATHS

- 19.1 All signs suspended from verandas over public places shall be:

- (a) No closer than 2.4m to the footpath beneath the sign;
- (b) Set back at least 600mm from an imaginary vertical line from the road kerb;
- (c) If located on the veranda fascia, be not more than 900mm in depth, or protrude more than 200mm from the fascia;
- (d) If located under the veranda fascia, at right angles to the fascia line, and be limited to one per site;
- (e) If located on top of the veranda, be not more than 1.2m high, not more than 1.8m² in area and limited to one per site; and
- (f) Advertise only businesses, services and products located on the site of the sign.

20 SIGNS AND FLAGS ON FOOTPATHS AND BERMS

20.1 No person may display a footpath or flag sign on a footpath or berm unless;

- (a) The sign advertises the business or relates to the business activity of the business it is located outside of; and
- (b) There is not more than one flag sign or footpath sign for each business; and
- (c) The sign is located adjacent to the business to which it relates; and
- (d) The sign is not displayed when the business is not open to the public; and
- (e) There is a minimum width of footpath free from obstruction of 2 metres
- (f) The footpath sign or flag sign is placed immediately adjacent to the footpath kerb, provided that it does not protrude onto the road; and
- (g) The sign complies with the following specifications:

Footpath sign	
Maximum height	1.0 metres
Maximum width	0.6 metres
Maximum base spread	0.6 metres

Flag sign	
Maximum height	2.0 metres
Maximum width	0.9 metres
Maximum base spread	0.6 metres
Maximum flagpole height	3.0 metres

21 SIGNS AFFECTING TRAFFIC SAFETY

21.1 No sign shall be placed or be allowed to remain where in the opinion of the Council that sign would:

- (a) Obstruct or be likely to obstruct the view of any corner, bend, intersection, vehicle crossing, traffic sign or traffic signal;
- (b) Distract or be likely to distract the attention of road users;
- (c) Resemble or likely to be confused with any traffic sign or signal;
- (d) Invite drivers to turn so close to a turning point that there is no time to signal and turn safely;
- (e) Create or be likely to create in any way a danger to road users.

22 SIGNS AFFECTING TRAFFIC SAFETY

22.1 No sign shall be placed or be allowed to remain where in the opinion of the Council that sign would:

- (a) Obstruct or be likely to obstruct the view of any corner, bend, intersection, vehicle crossing, traffic sign or traffic signal;
- (b) Distract or be likely to distract the attention of road users;
- (c) Resemble or likely to be confused with any traffic sign or signal;
- (d) Invite drivers to turn so close to a turning point that there is no time to signal and turn safely;
- (e) Create or be likely to create in any way a danger to road users.

23 LIGHTING OF SIGNS

23.1 Signs must not be flashing, animated, or reflective, and must not contain moving lights, lasers or images.

23.2 Illuminated signs must:

- (a) have all floodlights or concealed lighting directed solely on to the advertisement and its surrounds;
- (b) have any light source shielded so that glare does not extend beyond the advertisement;
- (c) with the exception of neon signs, have no light source visible to passing motorists with a light output greater than that of a 65W incandescent bulb;
- (d) not be illuminated in a way that makes the sign appear to move, shimmer, flash, strobe, sparkle or revolve;

- (e) not be illuminated in a way that it causes a nuisance or traffic hazard.

24 TEMPORARY SIGNS

- 24.1 Any temporary sign shall comply with the rules about the number, size, and type of signs, contained in the Rangitikei District Plan for the zone in which the sign is erected.
- 24.2 No election signs shall be placed on any public place.
- 24.3 Temporary signs shall not be attached in any way to poles, fences, street furniture or other public utilities on any public place.
- 24.4 No person shall allow, or allow any other person, on any land or premises commence or continue to display, fix, erect, re-erect or alter the construction of:
 - (a) Any temporary sign advertising land or premises for sale, auction or lease after one calendar month after the date of settlement; or
 - (b) Any temporary sign (other than a sign advertising land or premises for sale, auction or lease) for more than 2 days following completion of the event to which the sign relates.

Note: Election signs are also required to comply with any electoral regulations.

25 REPAIR OR REMOVAL OF SIGNS

- 25.1 The Council may require the owner of any sign that is deemed non-complying, unsafe or unauthorised to remove or repair that sign. If the owner is unknown, Council has the right to remove the sign.
- 25.2 A publicly visible sign must be removed as soon as reasonably practical and within 2 days once the sign is no longer required for advertising purposes.
- 25.3 The Council may pull down, alter or remove any poster or sign and recover the costs of removal from the persons placing the poster or sign if it has been placed on any:
 - (a) Building or structure without the permission of the owner of that building or structure;
 - (b) Surface, building or structure in a public place not being a designated poster site;

PART 5 – ENFORCEMENT

26 DISPENSATION

- 26.1 A person may request permission from Council, to undertake any activity not allowed by this bylaw.
- 26.2 Any person wishing to obtain Council approval for the purposes of this bylaw must make a written application to Council.
- 26.3 On receipt of an application, along with receipt of full payment of a fee if required, Council may grant the approval, refuse the approval, or request further information.
- 26.4 Any approval granted under clause 25.3 may be subject to any conditions imposed by Council that Council considers to be appropriate.
- 26.5 A person granted an approval with conditions imposed under 25.4 must comply with those conditions.
- 26.6 Council may revoke, modify or cancel any Council approval granted under this bylaw if;
 - (a) Any conditions of the approval are not complied with,
 - (b) There is material change in circumstances which requires the approval, or any conditions imposed on an approval, to be revoked or modified, or
 - (c) The information provided to Council in support of the approval application is found to be incorrect or misleading.
- 26.7 Council must give the approval holder written notice of its intention to revoke, modify or cancel any Council approval or conditions under 25.6, including a description of why the revocation, modification or cancellation is necessary.
- 26.8 After receipt of a notice issued under clause 25.7, and if an approval holder disputes the need for revocation or modification, the approval holder may submit any relevant information to Council within 5 working days, after which the Council will make a final decision.

27 OFFENCES AND PENALTIES

- 27.1 Any person who does not comply with any requirement or condition of their approval or acts contrary to any prohibition or resolution made in this bylaw, commits an offence against this bylaw.
- 27.2 Every person who obstructs or hinders any authorised officer in the exercise of their powers under this bylaw shall be liable to prosecution for an offence against this bylaw.
- 27.3 Any breach of this bylaw is an offence and liable to summary conviction and a fine not exceeding \$20,000 as set out in the Local Government Act 2002.

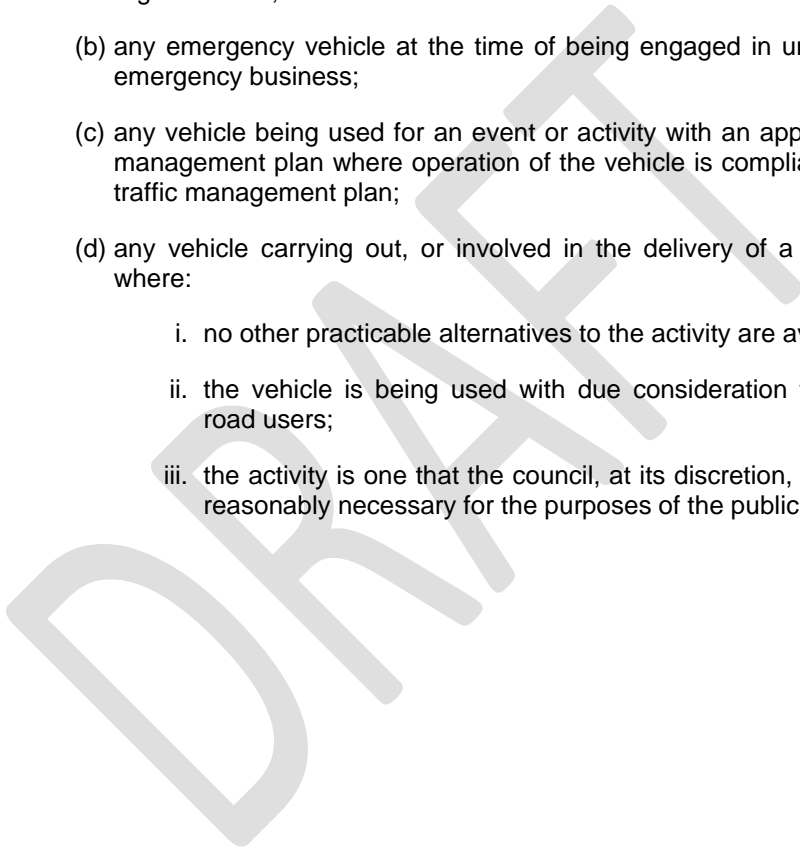
27.4 Council may use its powers under the Local Government Act 2002 to enforce this bylaw.

28 EXEMPTIONS

28.1 An Iwi’s customary rights are not affected by this bylaw.

28.2 The prohibitions and restrictions contained in this bylaw do not apply to

- (a) any Authorised Officer when engaged in the performance of their regular duties;
- (b) any emergency vehicle at the time of being engaged in urgent official emergency business;
- (c) any vehicle being used for an event or activity with an approved traffic management plan where operation of the vehicle is compliant with that traffic management plan;
- (d) any vehicle carrying out, or involved in the delivery of a public work where:
 - i. no other practicable alternatives to the activity are available;
 - ii. the vehicle is being used with due consideration to the other road users;
 - iii. the activity is one that the council, at its discretion, considers is reasonably necessary for the purposes of the public work.



RANGITĪKEI DISTRICT COUNCIL

Submission Form

P 06 327 0099 | 0800 422 522 (24 hrs)
F 06 327 6970
E info@rangitikei.govt.nz
46 High Street, Private Bag 1102, Marton 4741

Draft Signs and Public Places Bylaw 2024

Submissions close at **5pm on Monday 1 July 2024**

Return this form, or send your written feedback to:

Draft Signs and Public Places Bylaw 2024

Rangitikei District Council
Private Bag 1102, Marton 4741

Or email info@rangitikei.govt.nz

Oral Submissions

If you wish to speak to your submission, please tick the box below.

I wish to speak to my submission

If you have any special requirements, such as those related to visual or hearing impairments, please note them here:

I wish to use New Zealand Sign language

Privacy:

Please note that submissions are public information. The content on this form, including your personal information and submission will be made available to the media and the public as part of the decision making process.

I would like my contact details to remain private.

Name: _____
Organisation (if applicable): _____
Address: _____
Phone: _____
Email: _____

Do you agree that the Draft Signs and Public Places Bylaw is needed to manage signs, trading and other activities in public places?

- Option 1: I support a bylaw controlling signs, trading and other activities in public places.
- Option 2: I do not think we need a bylaw controlling signs, trading and other activities in public places.
- Option 3: Something else.

Comment:



www.rangitikei.govt.nz

RANGITĪKEI DISTRICT COUNCIL

Submission Form

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ITEM 10.1 ATTACHMENT 2

Do you agree with the change in approach to provide blanket permission to businesses to display goods for sale or tables and chairs outside their business, provided that they comply with the rules?

- Option 1: I support the change in approach to goods displayed in public places.
- Option 2: I do not support the change in approach to goods displayed in public places.
- Option 3: Something else.

Comment:

Do you agree with the change in approach to allowing preaching, busking and soliciting donations along with the conditions imposed on these activities?

- Option 1: I agree with allowing these activities as well as the conditions imposed on these activities.
- Option 2: I do not agree with allowing these activities with the conditions imposed on them.
- Option 3: Something else.

Comment:

Do you agree with the inclusion of rules for bicycles, skateboards and mobility scooters to prohibit their use in a manner that is intimidating, dangerous, a nuisance or likely to cause damage.

- Option 1: I agree with the inclusion of rules for bicycles, skateboards and mobility scooters.
- Option 2: I do not agree with the inclusion of rules for bicycles, skateboards and mobility scooters.
- Option 3: Something else.

Comment:

Further comment



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RANGITĪKEI DISTRICT COUNCIL

Statement of Proposal

P 06 327 0099 | 0800 422 522 (24 hrs)
 F 06 327 6970
 E info@rangitikei.govt.nz
 46 High Street, Private Bag 1102, Marton 4741

Statement of Proposal

Draft Signs and Public Places Bylaw 2024

This Statement of Proposal provides information that will help the community to make a submission on the draft Signs and Public Places Bylaw 2024.

Background

Council Bylaws are a set of rules that are created to control specific activities within the Rangitikei District. Bylaws are a way the Council can address nuisances and health and safety concerns. Bylaws focus on the issues that Council has determined can be dealt with appropriately using regulatory enforcement.

Under Section 145 of the Local Government Act 2002 (LGA) Council has specific bylaw making powers to protect the public from nuisance, protect, promote and maintain public health and safety, and minimise the potential for offensive behaviour in public places.

Bylaws under review

Council is proposing to replace the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013 with the draft Signs and Public Places Bylaw 2024.

Replacing a Bylaw

When creating a new bylaw, Council must use the special consultative procedure and comply with section 86 of the LGA when the bylaw is of significant interest to the public.

The LGA requires Council to determine that the draft Bylaw is:

- the most appropriate way of addressing the perceived problems in the district.
- The bylaw is written in the most appropriate way, and
- The bylaw aligns with the Bill of Rights Act 1990.

Council has considered the points above and considers the draft Signs and Public Places Bylaw 2024 is the most appropriate way of addressing the perceived problems in the District, that the draft Bylaw is written in the most appropriate form, and the Bylaw aligns with the Bill of Rights Act 1990.

We want to hear your views

Any person, organisation or body is welcome to make a submission on the Bylaw. The consultation period will be open from **Friday 31 May 2024** and will close on **Monday 1 July 2024**. If submitters would like to speak, the hearing is scheduled on **Thursday 25 July 2024**.

Making a submission

You can make a submission:

- Online at: www.rangitikei.govt.nz
- By visiting the Council Office in Marton or visiting one of our service centres
- By emailing info@rangitikei.govt.nz



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Contact Us

If you have any questions about the draft Bylaw please get in touch by calling 0800 422 522.

You can find this statement of proposal and the draft Bylaw online at www.rangitikei.govt.nz, or at the Marton Main Office or any of our service centres.

The Draft Signs and Public Places Bylaw 2024

The purpose of this draft Bylaw is to:

- Protect the public from nuisance and maintain public safety in public places,
- Regulate trading in public places, and
- Regulate signs in public places.

In particular, this Bylaw addresses:

- Damage to public facilities which may have an adverse effect on other users,
- Obstruction of public access and projections onto public spaces,
- Use of public places that have a detrimental effect on the ability of the use of public places,
- To regulate the conduct of people selling goods and services in public places,
- To regulate the conduct of people using vehicles, trailers or relocatable structures to sell goods and services in public places, and
- To regulate signs to ensure the safety of vehicles and pedestrians using public places.

The draft Signs and Public Places Bylaw 2024 proposes to replace the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013.

A summary of the key differences between the Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013, and the Draft Signs and Public Places Bylaw 2024 is provided below.

Proposed Change	Rationale
The Public Places Bylaw 2013, Trading in Public Places Bylaw 2013, and Control of Advertising Signage Bylaw 2013 have been combined into one draft bylaw.	The intent of these bylaws are similar, in the way that they focus on regulating activities in public places to improve public safety, and ensure people are able to enjoy public places. Combining these bylaws also reduces overlap in content.
Amendments to the structure, text, and layout of the bylaw.	This bylaw is proposed to be structured differently, with changes to the layout and text to improve readability and provide clarity.
New and amended definitions.	New definitions have been added to improve clarity and reduce ambiguity where definitions were not previously included. The definitions used in the current bylaws have been reviewed and updated to improve clarity.
Change in approach to Preaching, Busking and Soliciting Donations.	In the Public Places Bylaw 2013 these activities are not allowed unless Council provides permission prior to the activity taking place. The draft Bylaw allows these activities as long as the conditions outlined are met. This change will better align the Bylaw with the Bill of Rights Act 1990.
Change in approach to goods displayed in public places.	The proposed Bylaw allows businesses to place goods for sale or chairs and tables outside their store front without direct permission from Council provided that they meet the specified conditions. This change is proposed to align with the Town Centre Plans.



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Proposed Change	Rationale
Reduction of overlap with other bylaws.	The vehicular crossing section in the Public Places Bylaw 2013 crosses over with the Traffic and Parking Bylaw 2023, and the Stock on Public Places section crosses over with the Stock Droving and Grazing Bylaw 2019. This crossover is not needed, so has been removed from the draft Bylaw.
Changes to the Refuse section	The focus of the refuse section has been changed from restrictions on what can be left for kerbside collection to fly tipping. This is because Council does not currently provide kerbside collection, and fly tipping has been identified as an issue in the district. If Council becomes responsible for kerbside collection, a future review can assess if rules are needed in the bylaw.
Removal of Mind Altering Substances rule.	The clause prohibiting the consumption or sale of mind altering substances is proposed to be removed as Council considers this to be a police matter, not a Council matter.
Inclusion of a bicycles, skateboards and mobility scooters section.	This section is proposed to be included to ensure bicycles, skateboards, and mobility scooters are not used in a manner that is intimidating, dangerous, a nuisance or likely to cause damage to property.
Change in approach to Lighting of Signs.	The rules in the Control of Advertising Signage Bylaw 2013 control the level of light from signs, but relies on measuring the level of light emitted from the sign. The draft Signs and Public Places Bylaw 2024 proposes to change the rule to control the level of light emitted by the type of bulb used. This is proposed to make it easier for the public to comply with the rules and easier for officers to enforce the rules.
Additional permission for one licence to be granted for a series of events.	The proposal includes a clause that allows one licence to be applied for, for an event lasting up to one week, or a series of events over up to six months. This is proposed to make it easier for event organisers to gain a licence for an extended event, and understand their licence requirements.

Smokefree and Vapefree Policy

1. Reasons

- 1.1 Rangitikei District Council’s current community outcomes includes promoting healthy and resilient communities. The Smokefree and Vapefree Rangitikei Policy contributes towards this outcome.
- 1.2 The Smokefree Environments and Regulated Products Act 1990 (amended in 2023) covers workplaces managed by local authorities but does not extend to outdoor areas. Decisions about these are for local authorities, and most have adopted policies to limit smoking and vaping in such places. This recognises that section 23 of the Public Health Act 1956 provides that ‘it shall be the duty of every local authority to improve, promote, and protect public health within its district’.
- 1.3 The Council recognises that, while initially a means to assist people quit smoking, vaping has become increasingly promoted to and used by those who have never smoked, especially younger people, and in some instances had led to people starting smoking.¹ This is why the Policy does not differentiate between smoking and vaping.
- 1.4 The Policy contributes towards the Council’s commitment to Central Government’s Smokefree Aotearoa 2025 (SF2025) objective. It supports positive public education messaging efforts to de-normalise behaviours associated with smoked tobacco products, vaping (electronic cigarettes) and heated tobacco products (HTP).

2. Context

- 2.1 In the smokefree and vapefree areas identified in Section 4 of this Policy, Council will encourage compliance, through education and signage, to support Rangitikei communities to become smokefree/vapefree and reduce the associated litter issues. The policy depends on voluntary compliance and persuasion: unlike a bylaw, there are no enforcement mechanisms.
- 2.2 Council will collaborate with its partner organisations and agencies responsible for delivering SF2025 objectives to assist the Rangitikei District to become smokefree/vapefree where possible.

3. Definitions

Smoking

Smoking is inhaling and exhaling the smoke of burning tobacco typically through cigarettes, cigars or pipes. It includes herbal tobacco and psychoactive substances, including synthetic cannabis.

Vaping

Vaping is using an e-cigarette, a device that heats a liquid to produce vapours that users inhale. Liquids used in e-cigarettes may contain nicotine and other toxic chemicals.

¹ This recognises the position behind the Smokefree Environments and Regulated Products (Vaping) Amendment Act 2020 which strikes a balance between ensuring vaping products are available for smokers who want to switch to a less harmful alternative and ensuring these products aren’t marketed or sold to young people. The Act makes the legal position clear:

- Section 2(4)(b) - “a vaping device is not a medical device within the meaning of the Medicines Act 1981.”
- Section 24(4)(c) - “a vaping substance is not a medicine within the meaning of the Medicines Act 1981.”

The Ministry of Health’s current position is ‘Although vaping is not smoking it is a health risk and should be recorded in clinical records’.

4. Objectives

4.1 This Policy has the following objectives:

- reduce the prevalence of smoked tobacco, the litter from cigarette butts, the harm from second-hand smoke, and the use of electronic cigarettes/vapes in Council-owned, controlled, leased, facilities or occupied buildings and outdoor public spaces,
- deliver Council leadership for a smokefree and vapefree District,
- support the efforts of Council's partner agencies responsible for achieving the SF2025 objective in the District and the Horizons region.

5. Scope

5.1 The following areas in the Rangitikei District are smokefree/vapefree:

- a. all Council-owned or controlled parks, playgrounds, sports fields, reserves, skateparks, campgrounds and swimming pools,
- b. all Council-owned or controlled facilities or buildings such as libraries, community housing and public toilets. This includes the immediate (within four metres) surrounding outdoor public space, e.g. footpaths adjacent to entranceways, except for those facilities where there are Council staff who are smokers/vapers. In such cases, the Council's Chief Executive may establish a designated area, to be away from windows and doors, dry, and not visible to the public.
- c. all outdoor/footpath dining areas within the central business districts of the District's towns and townships as defined in the pedestrian veranda overlay in the District Plan. Council will specify this requirement (and signage) when permitting use of such outdoor/footpath areas.
- d. bus stops and shelters, and
- e. beaches.

No ashtrays will be provided in these areas.

5.2 All new or renewed contractual agreements to hire, lease or occupy Council-owned or controlled buildings and facilities will be required to be smokefree/vapefree.

5.3 All Council funded, administered, and supported events will be smokefree/vapefree.

5.4 Council will be a supportive partner with Health New Zealand / Te Whatu Ora, local businesses, organisations, and agencies to encourage and support any business or organisation that wishes to become a smokefree/vapefree area.

5.5 Council's Chief Executive may temporarily suspend parts of the policy in a declared emergency or other special circumstance. Any such decision shall be publicly notified and reported to the next meeting of the Council.

6. Implementation

To implement this policy, Council will:

- display signage with smokefree and vapefree messaging at Council buildings, facilities and parks and reserve areas, maximising the use of resources at smokefree.org.nz,
- on review, Council documents (e.g. reserve management plans), will make reference to smokefree and vapefree public places,
- on review, community leases and licences will require the leased premises to be smokefree and vapefree,

- include a ‘no smoking/vaping on premises’ clause in the Council’s terms and conditions for hiring any Council venue,
- include a smokefree and vapefree compliance requirement in Council contracts which require work in Council-owned or controlled areas (unless specifically exempted by the Council’s Chief Executive) when the contracts are negotiated or renewed,
- include a smokefree and vapefree requirement in all funding agreements through the grant schemes administered by Council.
- consult Council’s Youth Council on their views about discouraging vaping by young people, and
- provide support to Government’s health agencies and other interested agencies in their initiatives to denormalise smoking and vaping.

7. Application and review

- 7.1. Council will review the policy at times determined by Council, which may be in response to legislative or policy changes including any potential changes to the Smokefree Aotearoa 2025 goal as appropriate.
- 7.2. The following measures of success will be used as the basis of any review of the Policy:
- the number of people smoking/vaping overall and in areas designated by the Policy reduces,
 - awareness of, and public support for, smokefree and vapefree public areas increases, and
 - cigarette butt litter in parks reduces.
- These will be measured using the Census, service requests, community surveys and information from the Parks team.
- 7.3. If a Council-funded event is found not to be taking steps to discourage smoking and vaping, that may influence a decision on a subsequent application for Council support.
- 7.4 The policy will take effect from the date it is signed by the Chief Executive.

7 February 2024

RANGITĪKEI DISTRICT COUNCIL

Submission Form

P 06 327 0099 | 0800 422 522 (24 hrs)
F 06 327 6970
E info@rangitikei.govt.nz
46 High Street, Private Bag 1102, Marton 4741

Smokefree and Vapefree Policy 2024

Submissions close at **5pm on Monday 1 July 2024**

Return this form, or send your written feedback to:

Draft Smokefree and Vapefree Policy 2024
Rangitikei District Council
Private Bag 1102, Marton 4741
Or email info@rangitikei.govt.nz

Oral Submissions

If you wish to speak to your submission, please tick the box below.

I wish to speak to my submission

If you have any special requirements, such as those related to visual or hearing impairments, please note them here:

I wish to use New Zealand Sign language

Privacy:

Please note that submissions are public information. The content on this form, including your personal information and submission will be made available to the media and the public as part of the decision making process.

I would like my contact details to remain private.

Name: _____
Organisation (if applicable): _____
Address: _____
Phone: _____
Email: _____

Do you agree with all public areas under Council control being smokefree and vapefree?

- Option 1: Yes, I support all public areas under Council control being smokefree and vapefree.
- Option 2: No, I do not support all public areas under Council control being smokefree and vapefree.
- Option 3: Something else

Comment:



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ITEM 10.1 ATTACHMENT 4

Do you support vaping being included in the policy?

- Option 1: Yes, I support vaping being included in the policy.
- Option 2: No, I do not support vaping being included in the policy.
- Option 3: Something else.

Comment:

Do you support any events Council is involved with being smokefree and vapefree?

- Option 1: Yes, I support events Council is involved with being smokefree and vapefree.
- Option 2: No, I do not support events Council is involved with being smokefree and vapefree.
- Option 3: Something else.

Comment:

Do you support footpath areas used for dining being included in the policy?

- Option 1: Yes, I support footpath areas used for dining being included in the policy.
- Option 2: No, I do not support footpath areas used for dining being included in the policy.
- Option 3: Something else.

Comment:

Further comment



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RANGITĪKEI DISTRICT COUNCIL
Summary of Information

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Smokefree and Vapefree Policy 2024

This Summary of Information provides information that will help the community to make a submission on the draft Smokefree and Vapefree Policy 2024.

Why are we doing this?

Council has a statutory obligation under the Public Health Act 1956 *to improve, promote and protect public health within its district*. The Smokefree Environments and Regulated Products Act 1990 covers Council's workplaces but does not extend to outdoor areas under Council control.

Smoking tobacco is the leading cause of lung cancer. The incidence of smoking in the Rangitikei District is higher than the national average.

Vaping is one way in which smokers can end their addiction, but its long-term effects are unknown. However, unlike Australia, the availability of vapes in New Zealand is not confined to pharmacies. Vaping is being promoted to non-smokers and sometimes leads to people starting smoking.

Most councils in New Zealand have such a policy.

What does the Policy do?

- Prohibits smoking and vaping in all Council-owned or controlled parks, playgrounds, reserves, skateparks, swimming pools, bus stops, and beaches.
- Prohibits smoking and vaping in all Council owned or controlled facilities including when hired or occupied by other people.
- Prohibits smoking and vaping in all footpath dining areas in town centres and within four metres on footpaths adjacent to Council building entrances.
- Allows Council's Chief Executive to establish a designated area for Council staff who are smokers or vapers.
- Requires all Council-funded events to be smokefree and vapefree.
- Anticipates Council working alongside agencies like Te Whatu Ora | Health New Zealand, the Cancer Society and the Asthma and Respiratory Foundation to discourage smoking and vaping.

How will Council enforce the Policy?

Council will promote compliance through signage and shared promotions with agencies working to reduce smoking and vaping. The Policy relies on community support for smoking and vaping not being done in the designated Council-controlled areas. The Policy is not a bylaw so there is no legal enforcement. This is how most other councils have addressed the issue.

We want to hear your views

Any person, organisation or body is welcome to make a submission on the Policy. The consultation period will be open from **Friday 31 May 2024** and will close on **Monday 1 July 2024**. If submitters would like to speak, the hearing is scheduled on **Thursday 25 July 2024**.

Making a submission

You can make a submission:

- Online at: www.rangitikei.govt.nz
- By visiting the Council Office in Marton or visiting one of our service centres
- By emailing info@rangitikei.govt.nz

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Contact Us

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10.2 Next steps for the Council owned Buildings on the Corner of High Street / Broadway, Marton**Author:** Jarrod Calkin, Economic Wellbeing Lead**Authoriser:** Katrina Gray, Senior Strategic Planner**1. Reason for Report**

- 1.1 To provide Council with an update on the Council-owned buildings on the corner of High Street/Broadway, Marton and determine next steps.

2. Background

- 2.1 At the 29 February 2024 Council meeting background was provided regarding the buildings 304, 312, and 314 - 318 Broadway, Marton. Council was presented two options either to determine if the buildings **are**, or **are not** a surplus site. Council determined the buildings are a surplus site.

The resolved minute number 24/RDC/035 (noting this resolution was unconfirmed at the time of writing this report) is:

“That Council determines the buildings 304, 312 and 314-318 Broadway, Marton are deemed a surplus site.

And

Council staff are instructed to begin discussions with the previous vendor or their successor to sell the buildings 304, 312 and 314-318 Broadway, Marton by private contract as per the Public Works Act 1981.

Cr S Loudon/Cr G Maughan. Carried”

- 2.2 It was known and accepted there was an ‘offer-back’ provision under the Public Works Act 1981, requiring the buildings to be offered back to the previous vendor. This offer was made, and a response has been received declining the offer to buy back the buildings.
- 2.3 Council has a [Policy for the Disposal of Surplus Lands and Buildings](#) which outlines the process Council would use to dispose of the buildings, including the method to be used and the financial and non-financial considerations.
- 2.4 Council has treated all these buildings collectively due to the intent to develop administration and library services at the total site, however there are three separate titles and buildings on each title.

3. Discussion and Options Considered

- 3.1 The next steps are for Council to confirm the disposal process:
Weighting for financial or non-financial considerations
- 3.2 The first decision to be made is for Council to determine what weighting should be given to the non-financial considerations. Below is the table of non-financial considerations:

ATTRIBUTE	EXPLANATION	SIGNIFICANCE
Use of the site	Preference will be given to tenders that have a proposed use that will be complementary to existing activities, and/or will provide a valuable community service and/or will provide local employment opportunities and/or cultural facility.	High (25%)
Ownership structure	Preference will be given to tenders that are from local businesses, residents, groups, or Iwi within the Rangitikei	Medium (15%)
Sustainability of investment	Preference will be given to tenders that are more likely to use the asset over the long term.	Medium (15%)
Financial viability	Preference will be given to tenders which provide evidence of being able to access the financial resources required to achieve the intended use and projected benefit.	Medium (15%)
Track records	Preference will be given to tenders which provide evidence of delivering services/facilities to a specified level.	Low/Medium (10%)
Stability of investment	Preference will be given to tenders that have a stable investment and/or business structure supporting them.	Low/Medium (10%)
Historical connection with the asset	Preference will be given to tenders that show they have a historical/ cultural connection with the asset and/or a commitment to demonstrate an element of the site's history.	Low/Medium (10%)

- 3.3 Council may also wish to include or remove attributes within the non-financial considerations while also reviewing if the 'significance' percentages are fit for purpose when assessing potential purchasers.
- 3.4 Officers have reviewed the attributes and significance weightings with no recommendation to make any changes to these.

Preferred method of sale

- 3.5 Council may also consider alternatives to the 'Open Tender' process as the sale method listed in the Policy. The reason for considering alternatives like 'Expressions of Interest' would be to open more dialogue with potential purchasers to include options that satisfy the non-financial considerations. An 'Open Tender' is a more suitable option if there were limited or no financial considerations in scope for the sale of the buildings.

- 3.6 Officers have determined a Tender may not be the best option for selling these buildings due to the limitations to engage with potential purchasers prior to the 'offers' being received. A tender is more suitable for purchases where there is little or no need for non-financial considerations.
- 3.7 An Expressions of Interest process would allow for a greater level of engagement between the potential purchaser and Council staff / Real Estate agent. In staff's view, this would provide a much greater chance of working with purchasers to satisfy both the financial and non-financial outcomes determined within the recommendations from this report.

Use of a Real Estate Agent

- 3.8 The Policy for the Disposal of Surplus Lands and Buildings does not specify if the Lands and Buildings must be sold via private treaty or using a Real Estate Agent.
 - 3.8.1 There are benefits of using a Real Estate Agent for this activity which include and are not limited to:
 - (a) experience selling commercial buildings in the district including Marton.
 - (b) network of potential purchasers who can address both financial and non-financial considerations.
 - (c) Independent and professional advice from experts in their field.
 - 3.8.2 There is a cost of using a Real Estate Agent for this activity. Typically, Real Estate Agents would charge a percentage of the sale price as their commission along with advertising costs. In this instance price isn't the only consideration the Real Estate Agent will need to assist with given the non-financial weightings. The result being a sale of this nature is likely to be done on a 'fee for service' basis or an up front fee and final commission on the sale of the buildings.

Sale as a whole or separate

- 3.9 There are three titles and Council may wish to consider selling all together or splitting them into their individual buildings and titles.
- 3.10 This may be an attractive proposition to potential buyers as the financial costs of a single building is smaller than the costs with all three.
- 3.11 There is a consideration to make around the boundary walls between the buildings. We cannot at this stage determine the impacts of one building being restored and strengthened if its neighbouring buildings are not. This would be a consideration for a potential buyer. The implication for Council is the risk this could hold up any development of the properties while issues like this are resolved.

Remedial works prior to sale

- 3.12 There is some remedial work at the site that could be done to prepare the buildings for sale including removal of debris.
- 3.13 The debris that has been found relates to internal fittings that have been removed and left within the building. To a potential buyer this could be immaterial depending on their plans for the buildings.

4. Financial Implications

- 4.1 There is currently no budget allocated for the preparation and sale of the buildings. The costs will be determined by the amount of preparation staff are instructed to take in getting the properties ready for sale.
- 4.2 Further costs could be incurred if a Real Estate Agent is engaged to lead the sale of the buildings.
- 4.3 There is potential for these costs to be offset with any proceeds from the sale of the buildings.
 - 4.3.1 If there is a shortfall, then this would be treated as unbudgeted expenditure.
 - 4.3.2 If there is a surplus, then Council can advise staff where these funds should be directed with a recommendation these funds are used for any future town centre revitalisation project in Marton.
- 4.4 Should the ownership of the buildings transfer, the associated OPEX relating to these buildings will cease. The costs are related to insurance is estimated to save approx. \$13,000 per annum.

5. Impact on Strategic Risks

- 5.1 There is a Strategic Risk titled "Trust and Confidence is tarnished". Council has previously signalled its preferred position to move the Civic Centre to this location. A decision has been made to remain at the existing site of 46 High Street, Marton, and therefore any delay in providing direction for these buildings could increase the chances of negative impacts relating to this strategic risk.

6. Mana Whenua Implications

- 6.1 There are no known mana whenua implications for this report.

7. Statutory Implications

- 7.1 The previous vendor has declined to purchase the buildings under the 'offer-back' provisions in the Public Works Act 1981.
- 7.2 This report acknowledges the Local Government Act 2002, Section 80 which notes the process for the *Identification of inconsistent decisions*. This section notes that if a local authority makes a decision that is significantly inconsistent with any policy adopted by Council, the Council must clearly identify the inconsistency, the reasons for the inconsistency and the intention to amend the policy to accommodate the decision. Should Council go outside of the Policy on Disposal of Surplus Lands and Buildings in relation to the method of sale (noting the Policy states tender as the method of sale), a draft recommendation is included.

8. Conclusion

- 8.1 Officers are seeking further direction on the disposal method for the three buildings on the Corner of Broadway and High Street, Marton in relation to:
 - 8.1.1 Determining the weightings for financial and non-financial considerations.
 - 8.1.2 Determining a preferred method of sale.

- 8.1.3 Determining whether Council seeks the services of a Real Estate agent for the sale of the buildings.
- 8.1.4 Determining a preference to selling the buildings together or splitting the titles across multiple purchasers.
- 8.1.5 Determining how much remedial work is to be done to prepare the buildings for sale.
- 8.1.6 Determine where the proceeds from sale (if any) should be allocated within Councils budget.

9. Decision Making Process

- 9.1 This item is not considered to be a significant decision according to the Council's Policy on Significance and Engagement.

Recommendation 1

That the report "Next steps for the Council owned Buildings on the Corner of High Street / Broadway, Marton" be received.

Recommendation 2

That Council applies [XXX] weighting to the non-financial considerations with / without amendment to the listed attributes and significance percentages.

Recommendation 3

That Councils chosen method of sale is 'Tender' or 'Expressions of Interest' [select one]

(If Expressions of Interest is selected the below will need to be included onto the recommendation)

and acknowledges this is outside of the Policy on Disposal of Surplus Lands and Buildings and that Council staff are instructed to review the Policy on Disposal of Surplus Lands and Buildings and provide a report of its suitability to Policy/Planning Committee in 2024.

Recommendation 4

That Councils preference is to sell the buildings collectively / individually [select one] and buildings will be listed for sale in this way.

Recommendation 5

That Council staff are instructed to investigate and appoint a Real Estate Agent to the sale of the buildings.

Recommendation 6

That Council staff are instructed to spend no more than \$25,000 to prepare the buildings for sale which will include costs for Real Estate Agent fees, any remedial work and other costs associated to the disposal of the buildings. The proceeds from sale are to be used to offset these costs with any shortfall to be treated as unbudgeted expense and any net proceeds are to be allocated to the beautification of Marton Town Centre.

10.3 Proposed Remit Relating to Maori Wards

Author: Carol Gordon, Group Manager - Democracy & Planning

Authoriser: Kevin Ross, Chief Executive

1. Reason for Report

- 1.1 A remit is proposed to be submitted to the 2024 Local Government New Zealand (LGNZ) Annual General Meeting (AGM) being held in August 2024. This remit relates to Maori Wards.
- 1.2 The remit is asking: *“That LGNZ lobbies central government to ensure that Māori Wards and constituencies are treated the same as all other wards in that they should not be subject to a referendum”*.
- 1.3 A copy of the remit and supporting information is attached (Attachment 1).
- 1.4 Councillor Piki Te Ora Hiroa will speak to this remit at the Council meeting.

2. Next Steps

- 2.1 This remit is being considered at the Zone 3 meeting on 21/22 March. The outcome of whether there is agreement, from members of Zone 3, to the remit being submitted to LGNZ will be advised at the Council meeting.
- 2.2 If there was agreement to have the remit considered at the LGNZ AGM Council will be asked to formally consider their position on the remit as part of the complete set of remits that LGNZ will send out, prior to the AGM.
- 2.3 Remits are then voted on at the LGNZ AGM in August 2024.

Attachments:

1. **Proposed Remit - Maori Wards 2024** [↓](#)

Recommendation

That the Proposed Remit Relating to Maori Wards report be received.

Te Pae Tawhiti
(Maori Ward Elected Member Councillors – Horizons Region)

March 2024

Proposed Remit to 2024 LGNZ AGM:

Subject all wards equally to a referendum.

“That LGNZ lobbies central government to ensure that Māori Wards and constituencies are treated the same as all other wards in in that they should not be subject to a referendum”

BACKGROUND

Māori wards and constituencies serve on district, city and regional Councils in New Zealand and represent local ratepayers and constituents registered on the Māori parliamentary electoral roll.

The purpose of Māori wards and constituencies is to ensure Māori are represented in local government decision making.

In February 2021, the Government at the time made legislative changes which would uphold local council decisions to establish Māori wards and abolish the existing law which allowed local referendums to veto decisions by councils to establish Māori wards.

The Local Electoral (Māori Wards and Māori Constituencies) Amendment Act 2021, eliminated mechanisms for holding referendums on the establishment of Māori wards and constituencies on local bodies.

Many Councils took the opportunity to make decisions about establishing Māori wards after the law change and as a result, the 2022 local elections saw six of the eleven regional councils (54.5%) have Māori constituencies and 29 of the 67 territorial authorities (43.3%) have a Māori ward/s.

Horizons Regional Council, and all seven District Councils of this region, have Māori wards. Following the legislation changes, there was a significant increase in Māori representation.

The 2022 Local Government election saw the highest number of Māori elected members in local government, growing from 5% to 22%. It is evident the introduction of Māori wards and constituencies empowered more Māori to nominate, stand, vote, and participate in local government.

RELATIONSHIP TO LGNZ POLICY PRIORITIES

The proposed remit fits within LGNZ’s stance that they too believe that Māori wards and constituencies should be treated the same as other wards in that they should not be subject to a referendum or if so, all wards should be subjected to the referendum.

The Coalition Government has indicated that they will make legislative changes which will only apply to Māori ward constituencies but not all wards. This shows a prejudice to Māori, a complete lack of fairness and will result in further disengagement of Māori in local government.

We ask that status quo remains, where Councils are empowered to make decisions about the make-up of their representation through the Representation Review process.

OUTCOMES TO DATE

This is a priority area for LGNZ, however there is not a definitive outcome yet.

SUGGESTED ACTION TO BE TAKEN BY LGNZ

LGNZ to lobby the Coalition Government to not make legislative changes that will see the demise of Māori representation and engagement in local government.

SAM BROUGHTON – President LGNZ - RNZ Article Feb 2024

Councils are attacking the government's proposal to bring back local referenda for Māori wards.

The former Labour government abolished them in 2022 saying no other types of wards, such as rural wards, went to a vote.

But the coalition has agreed to restore the right to have a referendum, including requiring a vote on any wards set up without referendum at the next local elections.

The president of Local Government New Zealand Sam Broughton said all wards should be treated the same and local decisions should be left up to councils.

11 Reports for Information

11.1 Project Management Office Report - March 2024

Author: Adina Foley, Group Manager-Capital Projects

Authoriser: Kevin Ross, Chief Executive

1. Reason for Report

This is a monthly report on the most significant projects (based on budget) currently being delivered by Council's Project Management Office (PMO).

2. Notes for the Report

2.1 The colours in the report follow a traffic light system of **red**, **orange** and **green** to indicate health of the *overall project* as well as health in the categories: *H&S, Programme, Cost, Quality* and *Top 5 Risks*.

2.1.1 **Green – no / low concerns**

2.1.2 **Orange – some concerns**

2.1.3 **Red – significant concerns**

2.2 The top 5 risks are included in the report; further risks and their mitigations can be found in the work plan for each project. The risks are identified and are all actively managed by the PMO office, and the Project Manager assigned to the project. The risks get updated and new ones added when they have been identified. Any new risks that raise concerns will be brought back to Council as an update in the PMO report.

3. Projects Overview

Wastewater Projects

- 3.1 Marton to Bulls Wastewater Centralisation Project
- 3.2 Lake Waipu Improvement and Ratana Wastewater Treatment Project
- 3.3 Taihape Papakai Wastewater Pump Station
- 3.4 Taihape Wastewater Treatment Plant Membrane Upgrade

Water Projects

- 3.5 Marton Water Strategy

Storm Water Projects

- 3.6 Scotts Ferry

Community Facilities & Other Projects

- 3.7 Marton Offices and Library
- 3.8 Taihape Town Hall / Civic Centre
- 3.9 Marton Industrial Park and Rail Hub

Attachments:

1. **PMO report 2024 March - three waters projects** [↓](#)
2. **PMO report 2024 March - community facilities and other projects** [↓](#)

Recommendation 1

That the report 'Project Management Office Report - March 2024' be received.

Project Name	Project Summary	Project Lead	Est Start Date	Est Finish Date	Health/ Safety	Programme	Cost	Quality	Top 5 Risks	Project Budget	Actual Spend to date	Iwi Consultation	Key Tasks Completed	Next Steps (March Update)
Community Facilities														
Marton Offices and Library	The current Council civic buildings in Marton are earthquake prone and are required to be strengthened to meet government legislation. In December 2023, Council has made the decision to start the design process to build a new structure at 46 High Street for the RDC main offices and Marton library. This also will include a new Civil Defence Shed next door to the offices. Key requirement for this structure is to be fitting into the existing budget.	Eswar Ganapathi	TBC	TBC						\$ 19,000,000	\$ 503,428	Staff have and will continue to engage with iwi.	Decision to move forward with a new Marton Office and Library at 46 High Street was made by Council in December 2023.	Peer review on the cost estimate provided by architect is in the draft stages. Staff have completed the procurement process for a QS for the project. Staff are evaluating ways to identify and agree on the high level objectives and deliverables for the project. Some of the key questions were raised to ELT on 6 Mar 2024 and a further discussion is scheduled on 2 Apr 2024. A project structure will be presented to A&i committee on 11 Apr 2024. Staff have started the process for resource consent requirements. Planner has been engaged. Land surveyor, archaeologist, traffic study and a land contamination expert are being evaluated now.
Taihape Town Hall and Library Redevelopment	Council included costs for the refurbishment of the Taihape Town Hall within the 2021-31 LTP. Since the LTP was adopted, the Town Hall and Library has been closed due to the earthquake risk posed to staff and the public. Council approved the new budget for the Taihape town hall/civic centre, broadly outlined as option 1 in the key choices section of the annual plan 2023/24 consultation document, of up to \$14 million. Council will receive \$1,883,000 from better off funding towards the project as an offset to this budget.	Eswar Ganapathi	Feb-22	Dec-27	No concerns to date.	No concerns to date.	No concerns to date.	No concerns to date.	1. Long design process 2. Cost overruns 3. Challenging construction as typical with renovations 4. Finding a suitable main contractor 5. Managing stakeholder expectations	\$ 14,000,000	\$ 223,054	Iwi were an active part of workshop panel. Staff will continue to engage.	Public feedback workshop was held in Taihape in October 2023. The user group has been formed by RDC staff and will be updated throughout the process. The ROI received good interest with 12 submissions.	Staff received 12 submissions for Registration of Interest (ROI) out of which 4 were shortlisted for the next stage, Request for Proposal (RFP). A pre-RFP briefing was done with the shortlisted vendors on 18 Mar 2024. RFP is now live on GETS and shall remain open until 9 Apr 2024. Staff have scheduled meetings with all 4 parties to go through their RFP submissions on 10 Apr 2024. Staff met with the User Group on 6 Mar 2024 to update them on the progress. The high level concept sketches from the architect are in the draft stages and is expected to be concluded by 29 Mar 2024.
Other & Community-Led Developments														
Marton Industrial Park and Rail Hub	<ul style="list-style-type: none"> The Marton Rail Hub (MRH) is an RDC sponsored initiative to establish a rail hub in partnership with private investor(s). Scope includes a rail siding and log yard. RDC financial contribution is limited to \$9.85M (\$9.1M from central Government + \$0.75M from RDC). Additional private investment is required to fully fund the MRH. The MRH forms part of the Marton Industrial Development Area (MIDA) of 65Ha parallel to Makiriri Road, adjacent to SH1. In late 2020, the 65Ha underwent a District Plan change rezoning the land from rural to industrial. However this was challenged in the Environment Court. In late April 2023, the Environment Court found in favour of RDC, but with provisions (conditions) that RDC believed did not reflect the Court proceedings and, as written, represent a significant barrier to any developer investing in the MRH. In September 2023, the High Court agreed with RDC's position and returned the contested provisions back to the Environment Court for reconsideration. On 8 February 2024 the Environment Court agreed with RDC and removed the provisions at issue. However, this judgement could still be appealed at any point up to 21 March 2024. A private developer has made a conditional commitment to the project and is currently undertaking their due diligence exercise to determine the viability of the project. RDC is supporting the developer in their due diligence process. However, forecast completion is now August 2024 (originally May 2024). A Variation (#2) to the central Government funding agreement has been approved. The variation revises milestone dates and deliverables to align with the expected Environment Court process and developers' due diligence exercise (May 2024). The forecast delay in the developers due diligence has been reported to Kanoa. Requirements of the uncontested Court provisions are progressing. These "Stage 1" actions include development of a Comprehensive Monitoring Framework, Establishment of a Community Liaison Group, and preparation of an Ecological and Landscape Development Plan. 	Mark Barnes	Oct-20	Feb 2027 to align with the latest forecast from the developer	No concerns to date.	<ul style="list-style-type: none"> Original target completion has been delayed due to the protracted and ongoing Environment Court process and the need to secure additional private investment. The MRH programme aligns with the developer's programme. The developer has advised a +3 month delay to completing their due diligence process. Forecast August 2024. The knock on is a delay to the forecast completion, now revised to Forecast completion February 2027 	<ul style="list-style-type: none"> To date \$1.887M has been drawn down from the central Government funding allocation of \$9.1M. Spend to date is \$3.181M. Hence RDC remains financially exposed to \$1.294M of spend. RDC's position is that this will be recovered from the central Government funding allocation. Conversations are ongoing, but this should be considered a risk. To date \$0.248M of the \$0.75M RDC budget has been spent. A further \$0.15M of the \$0.75M RDC budget has been allocated to support the potential developer in their due diligence exercise. A draft funding agreement is with the developer for review. 	No concerns to date.	<ol style="list-style-type: none"> Risk: The change in Government may adversely impact the continuation of central Government funding. Impact: RDC has a current cost exposure of \$1.29M (see Costs). Mitigation: Opportunity to be sought to lobby Government to continue support. Risk: The potential developer's due diligence exercise concludes that the project is not viable. Impact: Additional private funding is not forthcoming. The project cannot be progressed. Mitigation: Alternative developers with a different vision to be sought. Risk: The Councils cost exposure, driven by the unplanned Environment Court (legal fees etc) costs, is not recovered from Government. Impact: Council will incur increased debt levels. Mitigation: Although acknowledged by Kanoa, a recovery mechanism is to be established. Risk: With the Council's financial commitment to the project there is a perceived conflict of interest due to the Council's role in the consenting process and the Environment Court provisions compliance monitoring role. Impact: Reputational impairment. Mitigation: Establish a Special Purpose Vehicle with other investors. Risk: The project does not proceed (due to lack of funding). Impact: Reputational impairment. Mitigation: Establish a community communication plan. 	\$ 9,850,000	\$ 3,430,185	Discussions have previously been held with Ngā Wairiki Ngāti Apa who are supportive of the project.	<ul style="list-style-type: none"> Private developer's due diligence process progressing with RDC support. The developer has declared a + 3 month delay to August 2024. Draft RDC/developer funding agreement issued to the developer for review. Draft Ecological and Landscape Development Plan issued to developer for review. 	<ul style="list-style-type: none"> Stage 1 Development tasks as defined in the Environment Court Provisions progressed. Finalise RDC/developer due diligence funding agreement

12 Minutes from Committees

12.1 Minutes from Committees

Author: Kezia Spence, Governance Advisor

1. Reason for Report

- 1.1 Committee and Board minutes are attached for Council's receipt. These are under separate cover due to size.

Attachments:

1. F/P-30 Nov 23 (under separate cover)
2. SDMC-14 Dec 23 (under separate cover)
3. MCC-14 Feb 24 (under separate cover)
4. PPL-15 Feb 24 (under separate cover)
5. TCB-21 Feb 24 (under separate cover)
6. F/P-29 Feb 24 (under separate cover)
7. ERWS-05 Mar 24 (under separate cover)
8. BCC-13 Mar 24 (under separate cover)

Recommendation

That the following minutes are received:

- Finance and Performance- 30 Nov 23
- Santoft Domain Management Scheme Committee- 14 Dec 23
- Marton Community Committee- 14 Feb 24
- Policy and Planning-15 Feb 24
- Taihape Community Board- 21 Feb 24
- Finance and Performance- 29 Feb 24
- Erewhon Rural Water Scheme-05 Mar 24
- Bulls Community Committee- 13 Mar 24

13 Public Excluded

Resolution to Exclude the Public

The meeting went into public excluded session [enter time](#)

Recommendation

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

1. Public Excluded Council Meeting - 29 February 2024
2. Follow-up Action Items from Council (Public Excluded) Meetings
3. Direct Engagement for the Other Consultants for the Centralisation Project

The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the *Local Government Official Information and Meetings Act 1987* for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
13.1 - Public Excluded Council Meeting - 29 February 2024	To consider the minutes relating to matters that were the subject of discussion at the 29 February meeting.	S48(1)(a)
13.2 - Follow-up Action Items from Council (Public Excluded) Meetings	To consider the matters arising from previous public excluded meetings. s7(2)(a) - Privacy s7(2)(b)(ii) - Commercial Position s7(2)(h) - Commercial Activities s7(2)(i) - Negotiations	s48(1)(a)(i)
13.3 - Direct Engagement for the Other Consultants for the Centralisation Project	To enable commercially sensitive information to be discussed without impacting any negotiations for this work. s7(2)(b)(ii) - Commercial Position s7(2)(h) - Commercial Activities s7(2)(i) - Negotiations	s48(1)(a)(i)

This resolution is made in reliance on Section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interests protected by Section 6 or Section 7 of the Act which would be prejudiced by the holding or the whole or the relevant part of the proceedings of the meeting in public as specified above.

14 Open Meeting