



KOMITI RATONGA RANGATŌPŪ ME TE RAUTAKI | POLICY, FINANCE AND STRATEGY COMMITTEE

30 April 2024

Order Paper for the meeting to be held in the
Council Chambers, 2nd Floor, 30 Laings Road, Lower Hutt,
on:

Tuesday 7 May 2024 commencing at 2:00 pm

Membership

	Cr A Mitchell (Chair)
	Deputy Mayor T Lewis (Deputy Chair)
Mayor C Barry	Cr K Brown
Cr B Dyer	Cr S Edwards
Cr K Morgan	Cr C Parkin
Cr T Stallinger	

For the dates and times of Council Meetings please visit www.huttcity.govt.nz

Have your say

You can speak under public comment to items on the agenda to the Mayor and Councillors at this meeting. Please let us know by noon the working day before the meeting. You can do this by emailing DemocraticServicesTeam@huttcity.govt.nz or calling the Democratic Services Team on 04 570 6666 | 0800 HUTT CITY

KOMITI RATONGA RANGATŌPŪ ME TE RAUTAKI | POLICY FINANCE AND STRATEGY COMMITTEE

Chair:	Cr Andy Mitchell
Deputy Chair:	Deputy Mayor Tui Lewis
Membership:	Mayor Campbell Barry Cr Keri Brown Cr Brady Dyer Cr Simon Edwards Cr Karen Morgan Cr Chris Parkin Cr Tony Stallinger Refer to Council's Standing Orders (SO 31 Provisions for Mana Whenua)
Quorum:	Half of the membership
Meeting Cycle:	Meets on an eight-weekly basis or at the requisition of the Chair
Reports to:	Council
Membership RMA Hearings	An independent Commissioner plus a minimum of either three or four elected members (including the Chair) and alternates who have current certification under the Making Good Decisions Training Assessment and Certification programme for RMA Decision Makers

OVERVIEW:

This committee assists Council in setting the broad direction of the city, discharging statutory functions and overseeing organisational performance. The committee is aligned with the Office of the Chief Executive and Strategy and Engagement Directorate.

Its areas of focus are:

- Long term/high-level strategic focus
- Long Term Plan/ Annual Plan oversight
- Treaty partnerships
- Economic development
- Financial and non-financial performance reporting
- Oversight of the Property Working Group
- Oversight and general co-ordination (including community engagement) of strategies and policies
- Bylaw development
- Oversight of Council Controlled Organisations/Statements of Expectation/Statements of Intent
- Strategic oversight of current community engagement

PURPOSE:

To assist the Council in setting the broad vision and direction of the city to promote the social, economic, environmental and cultural well-being of the city's communities in the present and for the future.

This involves determining specific outcomes that need to be met to deliver on the vision for the city, and overseeing the development of strategies, policies, bylaws and work programmes to achieve those goals. This committee is also responsible for monitoring the overall financial management and performance of the Council Group.

DELEGATIONS FOR THE COMMITTEE'S AREAS OF FOCUS:

- All powers necessary to perform the committee's responsibilities including the activities outlined below.
- Develop required strategies and policies. **Recommend draft and final versions to Council** for adoption where they have a city-wide or strategic focus.
- Implement, monitor and review strategies and policies to ensure policies and strategies are consistent, effective and current.
- Identify the need for any new strategies and policies.
- Oversee the implementation of major projects provided for in the Long Term Plan or Annual Plan.
- Oversee budgetary decisions provided for in the Long Term Plan or Annual Plan.
- **Recommend to Council** the approval of any financial decisions required outside of the annual budgeting process.
- Advocate for strong relationships with Council's Mana Whenua partners as outlined in the Tāka Here agreements ensuring the outcomes of the committee are in line with the aspirations of the partners.
- Advocate for the best interests of Māori communities in Lower Hutt having regard to the committee's goals.
- Ensure the committee is operating in a way that is consistent with various pieces of legislation that provide for Te Tiriti o Waitangi.
- Maintain an overview of work programmes carried out by Council's Office of the Chief Executive and Strategy and Engagement, Directorate.
- Oversee any consultation/engagement processes required on issues before the committee.
- Approve and forward submissions (other than those delegated to the District Plan Review Committee).
- Any other matters delegated to the committee by Council in accordance with approved policies and bylaws.
- The committee has the powers to perform the responsibilities of another committee where it is necessary to make a decision before the next meeting of that other committee. When exercised, the report/minutes of the meeting require a resolution noting that the committee has performed the responsibilities of another committee and the reason/s.
- If a policy or project relates primarily to the responsibilities of the Komiti Ratonga Rangatōpū me te Rautaki | Policy, Finance and Strategy Committee, but aspects require additional decisions by the Komiti Hapori Ahurea me ngā Rangapū | Communities, Culture and Partnerships Committee, Komiti Hanganga | Infrastructure and Regulatory Committee and/or Komiti Kaupapa Taiao | Climate Change and Sustainability Committee, then the Komiti Ratonga

Rangatōpū me te Rautaki | Policy, Finance and Strategy Committee has the powers to make associated decisions on behalf of those other committees. For the avoidance of doubt, this means that matters do not need to be taken to more than one of those committees for decisions.

Bylaw Delegations:

- Develop and agree the Statement of Proposal for new or amended bylaws for consultation/engagement.
- **Recommend to Council** the approval of draft bylaws before consultation.
- The Chair of the Komiti Ratonga Rangatōpū me te Rautaki | Policy, Finance and Strategy Committee, in conjunction with the Chief Executive, is authorised to appoint a subcommittee of suitably qualified persons to conduct hearings on draft bylaws on behalf of the committee.
- **Recommend to Council** new or amended bylaws for adoption.

Financial, Project and Performance Reporting Delegations:

- **Recommend to Council** the budgetary parameters for the preparation of Council's Long Term Plans and Annual Plans.
- Monitor progress towards achievement of budgets and objectives for the Council Group as set out in the Long Term Plan and Annual Plans, including associated matters around the scope, funding, prioritising and timing of projects.
- Monitoring and oversight of significant city-wide or strategic projects including operational contracts, agreements, grants and funding, except where these are the responsibility of another standing committee.
- Monitor progress towards achievement of the Council's outcomes as set out in its overarching strategies for the city and their associated plans.
- Oversee the activities of the Property Working Group in its implementation of the Purchase and Sale of Property for Advancing Strategic Projects Policy.
- Oversee the acquisition and disposal of property in accordance with the Long Term Plan.
- Monitor the integrity of reported performance information at the completion of Council's Annual Report process.
- **Review and recommend to Council** the adoption of the Annual Report.
- **Recommend to Council** the approval of annual Statements of Intent and annual Statements of Expectation for Council Controlled Organisations and Council Controlled Trading Organisations and granting shareholder approval of major transactions.
- Monitor progress against the Council Controlled Organisations and Council Controlled Trading Organisations Statements of Intent and **make recommendations to Council** in the exercising of Council powers, as the shareholder, about Council Controlled Organisations/Council Controlled Trading Organisations under sections 65 to 72 of the Local Government Act.
- Oversee compliance with Council's Treasury Risk Management Policy.
- Consider and determine requests for rate remissions.
- Consider and determine requests for loan guarantees from qualifying community organisations where the applications are within the approved guidelines and policy limits.

HUTT CITY COUNCIL

KOMITI RATONGA RANGATŌPŪ ME TE RAUTAKI POLICY, FINANCE AND STRATEGY COMMITTEE

Meeting to be held in the Council Chambers, 2nd Floor, 30 Laings Road, Lower Hutt

on

Tuesday 7 May 2024 commencing at 2:00 pm.

ORDER PAPER

PUBLIC BUSINESS

1. OPENING FORMALITIES - KARAKIA TIMATANGA

Whakataka te hau ki te uru
Whakataka te hau ki te
tonga
Kia mākinakina ki uta
Kia mātaratara ki tai
E hī ake ana te atakura
He tio, he huka, he hau hū
Tihei mauri ora.

*Cease the winds from the west
Cease the winds from the south
Let the breeze blow over the land
Let the breeze blow over the ocean
Let the red-tipped dawn come with a
sharpened air.
A touch of frost, a promise of a glorious
day.*

2. APOLOGIES

No apologies have been received.

3. PUBLIC COMMENT

Generally, up to 30 minutes is set aside for public comment (three minutes per speaker on items appearing on the agenda). Speakers may be asked questions on the matters they raise.

4. CONFLICT OF INTEREST DECLARATIONS

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

5. RECOMMENDATION TO COUNCIL

Te Kaunihera o Te Awa Kairangi | Hutt City Council 28 May 2024

Hearing Subcommittee Recommendations 25 March 2024 on the Proposed Changes within the Dog Control Bylaw

6. **NEW ZEALAND LOCAL GOVERNMENT FUNDING AGENCY -
DRAFT STATEMENT OF INTENT 2023-2027 AND HALF YEAR
PERFORMANCE RESULTS**

Report No. PFSC2024/2/55 by the Treasury Officer

CHAIR'S RECOMMENDATIONS:

"That the recommendations contained in the report be endorsed."

22

7. **PUBLIC CONSULTATION ON THE CONTROL OF ALCOHOL IN
PUBLIC PLACES BYLAW**

Report No. PFSC2024/2/102 by the Senior Policy Advisor

CHAIR'S RECOMMENDATIONS:

"That the recommendations contained in the report be endorsed."

59

8. **STRATEGY AND POLICY WORK PROGRAMME UPDATE**

Report No. PFSC2024/2/103 by the Head of Strategy and Policy

CHAIR'S RECOMMENDATIONS:

"That the recommendations contained in the report be endorsed."

64

9. **QUARTERLY PERFORMANCE REPORT 1 JANUARY TO 31 MARCH
2024**

Report to be separately circulated.

10. **INFORMATION ITEM**

**Komiti Ratonga Rangatōpū me te Rautaki | Policy, Finance and Strategy
Committee Forward Programme**

Memorandum dated 20 March 2024 by the Democracy Advisor

CHAIR'S RECOMMENDATION:

"That the recommendation contained in the memorandum be endorsed."

72

11. **QUESTIONS**

With reference to section 32 of Standing Orders, before putting a question a member shall endeavour to obtain the information. Questions shall be concise and in writing and handed to the Chair prior to the commencement of the meeting.

12. CLOSING FORMALITIES - KARAKIA WHAKAMUTUNGA

Unuhia!
Unuhia!
Unuhia i te uru-tapu-nui
Kia wātea, kia māmā
Te ngākau, te tinana, te wairua i te
ara takatū
Koia rā e Rongo whakairihia ake ki
runga
Kia wātea, kia wātea!
Ae rā, kua wātea!
Hau, pai mārire.

*Release us from the supreme
sacredness of our tasks
To be clear and free
in heart, body and soul in our
continuing journey
Oh Rongo, raise these words up
high
so that we be cleansed and be
free,
Yes indeed, we are free!
Good and peaceful*

Jack Kilty
Democratic Advisor

22 April 2024

Report no: PFSC2024/2/2

Hearing Subcommittee Recommendations 25 March 2024 on the Proposed Changes within the Dog Control Bylaw

Appendices

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Author: Kathryn Stannard
 Head of Democratic Services

HUTT CITY COUNCIL
HEARINGS SUBCOMMITTEE

Minutes of a hearing held in the Council Chambers, 2nd Floor, 30 Laings Road,
Lower Hutt on

Monday 25 March 2024 commencing at 10:00 am

PRESENT

Cr S Edwards (Chair)

Cr C Parkin

PANEL MEMBERS:

Cr N Shaw

IN ATTENDANCE:

B Cato, Chief Legal Officer (part hearing)

R Hardie, Head of Strategy and Policy (part hearing)

R Lemalu, Project Delivery Manager, Transport (part hearing)

S White, Policy Advisor (part hearing)

H Clegg, Minute Taker

PUBLIC BUSINESS

The start of the hearing was opened by the Director Strategy and Engagement (acting under delegated authority from the Chief Executive), until the appointment of the Chair.

1. OPENING FORMALITIES - KARAKIA TIMATANGA

Whakataka te hau ki te uru
Whakataka te hau ki te tonga
Kia mākinakina ki uta
Kia mātaratara ki tai
E hī ake ana te atakura
He tio, he huka, he hau hū
Tihei mauri ora

Cease the winds from the west
Cease the winds from the south
Let the breeze blow over the land
Let the breeze blow over the ocean
Let the red-tipped dawn come with a
sharpened air.
A touch of frost, a promise of a glorious
day.

2. APOLOGIES

There were no apologies.

3. **ELECTION OF CHAIR**

The Director, Strategy and Engagement called for nominations for the position of Chair. Cr Parkin nominated Cr Edwards for the position, and Cr Shaw seconded the motion. The Director, Strategy and Engagement then asked if there were any other nominations, and as there were none, he put the motion to a vote.

RESOLVED: (Cr Parkin/Cr Shaw)

Minute No. HSC 24101

"That Cr S Edwards be elected as chair of the Hearings Subcommittee."

Cr Edwards assumed the chair.

4. **CONFLICT OF INTEREST DECLARATIONS**

There were no conflict of interest declarations.

Cr Edwards advised that legal advice had been received that if members owned a dog, that did not constitute a conflict of interest. Cr Shaw and Cr Edwards advised that they both owned dogs.

unconfirmed hearing minutes

5. **HEARING OF SUBMISSIONS - PROPOSED CHANGES WITHIN THE DOG CONTROL BYLAW**

Report No. HSC2024/1/32 by the Head of Strategy and Policy

The Head of Strategy and Policy elaborated on the report.

In response to questions from the panel, the Head of Strategy and Policy stated that submissions had been received from various locations in the Wellington region. The Head of Strategy and Policy also suggested alternative places for dog walkers to visit near the Eastern Bays.

The Head of Strategy and Policy agreed to provide the panel with the number of registered dog owners in the Eastern Bays area. The Head of Strategy and Policy noted that the report stated that dog owners from outside the Eastern Bays area did walk their dogs within this area.

The Chair informed the panel and submitters that the Bird Protection Areas (BPAs) location could not be changed due to the constraints of resource consent and shared pathway conditions. The Chair highlighted that if the location were to be changed, the entire construction project would have to halt and go through a new resource consent process. However, the Chair added that alternative fencing methods could be examined for these areas without requiring a new resource consent.

6. **Hearing of Submissions**

The panel was presented with some submissions, and the submitters were asked questions about their submissions.

Amelia Geary, representing Forest & Bird, presented Forest & Bird's submission.

In response to questions from the panel, the submitter advised that the exact numbers of kororā in the area were undetermined, as nest surveys had only concentrated on the seaward side of the road. The submitter added that with the shared pathway construction, 10 nests had been destroyed and that once CL Bishop Park had been planted, bird and other wildlife habitats would be created. The submitter confirmed that as a condition of the resource consent, the mitigation measures must be completed before construction began on the shared pathway because if nests were discovered during construction, wildlife could be relocated to safe, newly created habitats. However, if that did not occur, wildlife would die. The submitter further advised that dog prohibition areas were required, as dogs near wildlife (kororā especially) could cause the wildlife to die of stress.

In response to further questions from the panel, the submitter clarified that specialist bird ecologists designed all BPAs and that providing many new habitats would encourage wildlife to use the newly created areas. The submitter pointed out that HW Shortt Park was unattractive for wildlife because dogs were allowed in the reserve area. The submitter confirmed that kororā travelled long distances to find a suitable nesting site and often had to cross busy roads.

The submitter confirmed that the birds would begin to live there once Whiorau Reserve was converted into a BPA.

Matthew Mallett withdrew from attending the hearing to present the submission.

Belinda Moss, representing the Eastbourne Community Board (ECB), presented the ECB's submission.

In response to questions from the panel, the submitter confirmed that not all ECB members agreed with the objection to the proposed changes to the Dog Control Bylaw. Nonetheless, all members agreed that drafting the changes was flawed. The submitter further confirmed that if more people had known about the extent and location of the BPAs, dog-prohibited and dog-restricted areas, more individuals would have objected to the proposed changes.

Belinda Moss, speaking as an individual, presented the submission.

Kave Crosson-Elturan (via audio-visual link) presented the submission.

George Klingbeil withdrew from attending the hearing to present the submission.

Erin Murphy presented the submission.

In response to a question from a member, the submitter confirmed she resided in the Eastern Bays area. She also stated that penguins did not nest in the area near her residence because it was not safe for them.

Pauline Innes presented the submission.

In response to questions from the panel, the submitter expressed support for proposed changes to the Dog Control Baylow but believed they needed to go further.

Cr Parkin advised that he would contact the submitter to discuss feral cat issues.

Peter Smith presented the submission.

In response to questions from the panel, the submitter confirmed that Greater Wellington Regional Council accepted that it was wrong to set up a BPA in CL Bishop Park. The submitter also noted that it would be unsafe for birds to continue to nest in the area because of the presence of dogs, cats and other animals. The submitter mentioned that they walked their dog every day and saw no issues and that about 30 to 40 dog walkers also frequented the area without any problems.

Margaret Murphy presented the submission.

Suzanne Willis presented the submission.

In response to questions from the panel, the submitter stated that HW Shortt Park, the coastline, and the shared pathway during high tide should continue to be a park where dogs can be taken for walks.

The submitter explained that establishing a dog-free BPA in the middle of a bustling human and dog area would be nonsensical and might generate conflict between the animals.

Kevin Biggins presented the submission.

Johnny Fletcher (via audio-visual link) presented the submission.

In response to questions from the panel, the submitter explained that at Sorrento Bay, dogs were only walked in a small beach area and not taken to the rocky areas. The submitter also mentioned that Sorrento Bay was mostly a rocky area until the Point Howard area, where dogs were restricted for six months of the year (during daylight saving times) and required to be on a leash at all other times. The submitter added that prohibiting dogs altogether was an excessive step. The submitter said that the construction of the shared pathway was limiting areas for oystercatchers.

In response to further questions from the panel, the submitter clarified that the island where many birds safely nest was opposite the red shed at 143 Marine Drive. The submitter advised that it was primarily separated from the mainland by a small amount of water, except during low tide. The submitter recommended that the island be designated as a BPA.

Wal Loudon presented the submission.

In response to questions from the panel, the submitter agreed to meet with Cr Parkin and suggested that an appropriate fenced habitat for the kororā was already present at the southern end of Windy Point. The submitter believed that the majority of dog owners were responsible. The submitter mentioned that they had witnessed several cats carrying various bird species in their mouths.

Phil Della Barca (via audio-visual link) presented the submission.

In response to a panel's question, the submitter stated that penguins did not nest in the dunes.

Justin Travers, representing the Muritai Yacht Club, presented a submission along with a PowerPoint presentation attached to the hearing minutes on pages 10 and 11.

In response to a member's question, the submitter advised that the Muritai Yacht Club had no formal view of dogs.

Arthur Jacobson presented the submission.

Nicola Talbot presented the submission.

In response to a panel's question, the submitter agreed that walking dogs south of the Rona Bay Wharf was acceptable. However, the submitter mentioned that it may only be feasible for some residents as it was a lengthy walk.

The submitter noted that the area could be challenging to access due to its steep and shady terrain and might not be accessible during high tide.

The Chair thanked all submitters for presenting their submissions.

The panel moved into private to deliberate.

PANEL'S DISCUSSION, DECISION AND REASONS

The panel noted that the mitigation measures for all wildlife were required to be in place before the construction of the shared pathway and that further delays could not be made (ie installing the dog prohibition areas after the shared pathway was fully operational). They acknowledged that until the shared pathway was fully operational (noting that dogs would be permitted on the shared pathway), this may result in people having to drive their dogs to a suitable dog walking area. The panel also considered the criteria listed in Clause 8A.4 of the Dog Control Bylaw when assessing any proposed changes to the dog prohibition areas.

The panel discussed the proposed dog prohibition area for Whiorau Reserve. They noted that some submitters had raised concerns regarding the restriction on dogs in the reserve during daylight saving hours. After researching the matter on Council's website, the panel accepted that the report had made an error. They acknowledged that the current environment was not suitable for kororā nesting. Still, if suitable habitats were introduced, the location could be ideal for these birds and other wildlife. They noted a proposed timber fence alongside the roadside and a roped fence along the seaward side was to be erected. They said that with these measures in place, dogs would be allowed to be on lead at all times in all reserve areas, except for the BPAs, where they would be prohibited. With the proposed dog ban in most of Sorrento Bay, they noted that Whiorau Reserve might experience more usage as a dog walking area. They further said that dogs were allowed outside of daylight saving hours on the rest of Lowry Bay beach area and on leash at all times.

The panel considered the matters under Clause 8A.4 of the Dog Control Bylaw. They concluded that allowing dogs on leashes at all times outside of the BPA in Whiorau Park would help minimise the danger, distress, and nuisance to the community. They noted that permitting dogs on leash would ensure they were not uncontrolled in an area frequented by children. They said that families and the public could use the facilities offered by the reserve without fear of being attacked or intimidated by dogs. The panel recommended designating Whiorau Reserve as a dog on leash area outside of the BPA at all times, with a dog prohibition area to be established over the BPA.

The panel discussed the proposed Sorrento Bay dog prohibition area. The panel understood that the extent of the actual BPA could not be altered despite evidence being submitted that the BPA may have been incorrectly shown on the maps. They acknowledged the advice from the Project Delivery Manager regarding extending the fenceline to include the rockery to the south of the Bay. The panel agreed to leave that matter with the project team, noting that the community favoured protecting the existing nesting site on the rockery.

The panel debated the merits of changing the dog prohibition requirement for the area depicted in red in the report to a “dogs on leash at all times” requirement. However, they were cognisant of the advice received from the Forest & Bird representative that dogs near wildlife could cause undue stress, even if the dogs were on leash. The panel noted it was proposed that the area south of Sorrento Bay (Whiorau Bay) be designated a dog on-leash area at all times (excluding the BPA).

The panel discussed the proposed CL Bishop Park dog prohibition area. The panel noted that the resource consent provided a compromise in allowing dogs in the park area (off the sports fields) but not along the beach. The panel believed that the resource consent balanced the needs of wildlife and dog owners. They acknowledged that dogs were allowed on the beach south of Rata Street (south of the Rona Bay wharf), but only outside daylight saving hours. The panel also considered the concerns raised by some submitters that this area may be suitable for all dog walkers. It was noted that this beach area was adjacent to the dog exercise area of Robinson Bay.

The panel considered the representative’s comments from the Muritai Yacht Club about using the lawned area behind the Eastbourne Pool. The representative was concerned that public access to the area might be curtailed if it were completely fenced off. The panel reviewed the matters outlined in Clause 8A.4 of the Dog Control Bylaw. After careful consideration, it was agreed that allowing public access to the lawn area behind the Eastbourne Pool (next to the Muritai Yacht Club) would minimise danger, distress, and nuisance to the community, but dogs are not allowed. By doing so, uncontrolled dogs would not be present in an area frequently visited by children, and families could use the facilities offered by this portion of the reserve without fear of attack or intimidation by dogs. Moreover, dogs could be exercised elsewhere in Rona Bay, while the BPA was designed to protect wildlife, and dogs on leash could not wander freely into the BPA. Finally, the panel took note of the public consultation that had already taken place (as detailed in the report) regarding the proposed dog prohibition area.

The panel agreed to recommend that the area of CL Bishop Park, marked in red in the report, be declared a dog prohibition area. Additionally, a dog prohibition area was recommended over the BPA. The panel also agreed that it may be suitable for the public to access the lawned area behind the Eastbourne Pool, and the BPA fenceline may need to be altered to allow for this.

The panel discussed the proposed HW Shortt Park dog prohibition area. The panel considered the proposal prohibiting dogs from the northern end of Rona Bay (north of the Rona Wharf) but decided against it. Instead, the panel suggested having a dog area where dogs could be off leash outside the BPA to provide a compromise. Although the panel considered the comments from the representative of Forest & Bird, they believed that creating a dog prohibition area over the BPA would be enough to protect wildlife in the areas. Therefore, they recommended establishing a dog prohibition area over the BPA at HW Shortt Park.

In conclusion, the panel agreed that the proposed recommendations adequately balance the needs of wildlife with the requirements of dog owners. They acknowledged that the proposed recommendations would introduce changes.

29 March 2024**Report no: PFSC2024/2/55**

New Zealand Local Government Funding Agency - draft Statement of Intent 2023-2027 and half year performance results

Purpose of Report

1. The purpose of this report is to provide the draft 2024/25 – 2026/27 Statement of Intent (SOI) for the Local Government Funding Agency (LGFA) for Council to review. The half year performance results of LGFA for the period ending 31 December 2023 are also presented in this report.

Recommendations

That the Committee:

- (1) notes the Local Government Funding Agency (LGFA) board has submitted their draft Statement of Intent (SOI) for the three years 2024/25 to 2026/27 as attached as Appendix 2 to the report, in accordance with the Local Government Act 2002;
- (2) notes that officers do not have any suggested changes to the draft SOI; and
- (3) notes and receives the LGFA half year report to 31 December 2023, attached as Appendix 4 to the report.

Background

2. The LGFA was incorporated on 1 December 2011 with the primary objective of optimising the debt funding terms and conditions for participating local authorities. This includes providing savings in annual interest costs, making longer-term borrowings available and enhancing the certainty of access to debt markets.
3. The LGFA meets the Local Government Act 2002 (LGA) definition of a Council Controlled Organisation (CCO) and as a shareholder in a CCO (ownership of 200,000 ordinary shares or 0.4%), Council must regularly undertake performance monitoring of that organisation to evaluate its contribution to the achievement of Council's outcomes.

4. As a CCO, the LGFA must deliver to its shareholders a draft SOI on or before 1 March each year. The LGFA Board must consider any comments from its shareholders in relation to the draft SOI and deliver a final SOI to its shareholders on or before 30 June.
5. As a shareholder, Council is statutorily required to review the draft SOI and, as soon as is practicable after receiving it, to either agree to it or, if it does not agree, to provide feedback about any changes it wishes to be made. Feedback can be provided either directly to the LGFA Board or through the Shareholders Council before 1 May 2024.
6. The Shareholders Council comprises five to ten appointees from council shareholders (including an appointee from the Crown). As part of its role, it is required to make recommendations to the shareholders in relation to the draft SOI.7. For shareholder councils, the LGFA is focused on:
 - a. delivering a strong financial performance;
 - b. monitoring asset quality;
 - c. enhancing their approach to treasury and risk management; and
 - d. ensuring it has the correct governance framework and capital structure in place.
8. For borrowing Councils, LGFA seeks to optimise funding terms and conditions by achieving savings in borrowing costs, providing longer-dated funding options, and providing certainty of access to markets.

Draft 2024-2027 SOI key points summary

9. The cover letter from LGFA and draft SOI are attached as Appendices 1 and 2 to this report.
10. This draft SOI, including financial forecasts, assumes that there are no implications for LGFA from the Three Waters Reform Programme. LGFA is awaiting further information relating to the enabling legislation which is introduced in June and December 2024. The final SOI in June 2024 will be updated from this draft to incorporate any future announcements/legislation relating to the Three Waters Reform Programme and will include a statement if there have been any material changes to our forecast assumptions.
11. The draft SOI contains the financial forecasts for LGFA for the three-year period commencing 1 July 2024:
 - a) profitability is forecast to remain strong from the 2022/23 levels with projections for Net Operating Gain of \$15.1M, \$13.1M and \$10.1M for the next three years. LGFA is cautious about placing too much emphasis on the year 2 and year 3 forecast given that over the next three years \$7.1B of LGFA Bonds and \$7.5B of council and CCO loans mature.
 - b) LGFA forecasts for local government loans (short and long term) outstanding as of June 2025 of \$22.08B and \$24.45B as at June 2026 are an

increase from the forecast in last year's SOI, with a forecast of \$26.0B as at June 2027 in this draft SOI.

- c) the Total Shareholder Equity of LGFA is estimated to be \$130M at 30 June 2025, \$141M at 30 June 2026, and \$149M at 30 June 2027.
12. The draft SOI was received by Council officers before the 1 March 2024 deadline. Officers do not have any suggested changes to the draft SOI.

LGFA half year report to 31 December 2023

13. CCOs are required to provide a six-monthly performance report to their shareholders. The LGFA six monthly report is attached as Appendix 4 to this report.
14. During the six-month period to 31 December 2023:
- a. Standard & Poor's reaffirmed the credit ratings for LGFA as 'AAA', the same as the New Zealand Government, whilst Fitch reaffirmed their credit rating for LGFA as 'AA+.'
 - b. Total interest income for the six-month period of \$578.1M was an 84.7% increase over the 2021/22 comparable period result of \$312.9M, while net operating profit of \$5.2M for the six-month period was a 370.0% increase on the 2021/22 comparable period result of \$1.1M. This is mainly due to the sharp rise in interest rates combined with increased holdings of liquid assets.
 - c. Total operating income was above budget by \$152k, however expenses were \$428k above the SOI budget, with net operating profit \$277k below budget. Higher expenses were due to increased legal and NZX costs arising from a record level of sector borrowings and the establishment costs of a Euro Commercial Paper programme.
 - d. LGFA issued \$2.63B in bonds over the past six months with outstandings now totalling \$18.8B.
 - e. LGFA launched Green, Social and Sustainable (GSS) lending to councils in October 2021, and Climate Action Loans (CAL) in December 2022. As of December 2023, LGFA have undertaken \$377.2M of GSS Loans and \$1.2B of CALs to 4 councils.
 - f. Over the past six-month period since June 2023, Infrastructure Holdings Limited and Whanganui District Council Holdings Limited joined as CCO members. West Coast Regional Council moved from non-guarantor to guarantor status. Total membership remained at 77 out of the 78 councils in New Zealand and five CCOs.
15. Council borrowing from the LGFA increased by \$105.0M over the six-month period from \$370.7M on 30 June 2023 to \$475.7M as at 31 December 2023 (including accrued interest). This borrowing was to enable repayment of debt maturing (\$50M of pre-funding) and to fund the capital investment programme underway as approved by Council in the Annual Plan 2023-2024.

16. LGFA Borrowings include those on behalf of Council's CCOs, and all borrowings are in accordance with approved limits contained in Council's Treasury Risk Management Policy.

Consultation

17. Public consultation is not required.

Climate Change Impact and Considerations

18. The matters addressed in this report have been considered in accordance with the process set out in Council's Climate Change Considerations Guide.

Legal Considerations

19. The LGFA Board must consider any comments on the draft SOI that are made within two months of 1 March by its shareholders or the Shareholders Council. The LGFA Board must deliver a completed SOI to its shareholders on or before 30 June 2024.
20. Within two months of the end of the first half of each financial year, the board of a CCO must deliver to the shareholders a report on the organisation's operations during that half year. The LGFA half year report for the six months ending 31 December 2023 was provided to Council officers within the statutory deadline.

Financial Considerations

21. There are no further financial considerations apart from those noted in the report.

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Approved By: Jenny Livschitz
Group Chief Financial Officer

04 April 2024

 Report no: PFSC2024/2/102

Public Consultation on the Control of Alcohol in Public Places Bylaw

Purpose of Report

1. To seek agreement from the Policy, Finance and Strategy Committee (the Committee) to undertake public consultation during August 2024 on the proposed Control of Alcohol in Public Places Bylaw (the proposed bylaw).

Recommendations

That the Committee:

- (1) notes the Control of Alcohol in Public Places Bylaw was revoked in December 2023 and consultation is required for the development of a new bylaw;
- (2) notes that the proposed Control of Alcohol in Public Places Bylaw (proposed bylaw) will likely require the Special Consultative Procedure to be used;
- (3) agrees in principle to, if required, run the Special Consultative Procedure in August 2024 for the proposed bylaw;
- (4) notes the Local Alcohol Policy and the Alcohol Fees Bylaw are also due for review this year;
- (5) notes that the Infrastructure and Regulatory Committee is responsible for reviewing the Alcohol Fees Bylaw and the Local Alcohol Policy;
- (6) agrees to run the consultation on the bylaw concurrently with consultation on the Alcohol Fees Bylaw and the Local Alcohol Policy;
- (7) notes that this will ensure a coordinated and efficient public consultation process;
- (8) notes that the Policy, Finance and Strategy Committee meeting on 10 September 2024 will hear public submissions on the proposed bylaw;
- (9) notes the work programme timeline at Appendix 1 to the report; and
- (10) notes this timeline will allow Council to adopt the proposed bylaw on 1 October 2024.

For the reason that the Policy, Finance and Strategy Committee has delegated decision-making authority in relation to the Control of Alcohol in Public Places Bylaw.

Background

2. The Control of Alcohol in Public Places Bylaw outlines alcohol-free zones throughout Te Awa Kairangi ki Tai Lower Hutt and is enforced by the Police. The bylaw should have been reviewed in 2021 and has now lapsed.
3. The Local Alcohol Policy and the Alcohol Fees Bylaw are due for review this year. The Infrastructure and Regulatory Committee has delegated decision-making authority for issues related to the Local Alcohol Policy and the Alcohol Fees Bylaw.
4. The Local Alcohol Policy covers licensing rules for on and off-license venues such as:
 - a. trading hours;
 - b. location of licensed premises;
 - c. discretionary conditions for issuing licenses or types of licenses;
 - d. off-license caps for some areas in the city; and
 - e. one-way door restrictions.
5. The Alcohol Fees Bylaw covers fees for venues that sell alcohol.
6. As both bylaws and the policy require consultation, the intention is to consult on all three at once for efficiency.

Discussion

7. The Police enforce the bylaw by either moving people on or issuing infringement notices when people:
 - a. consume or possess alcohol in an alcohol-free zone;
 - b. bring alcohol into an alcohol-free zone; or
 - c. have or use a vehicle in an alcohol-free zone in conjunction with activities noted in a and b above.
8. Because the bylaw lapsed in December 2023, the Police currently do not have the ability to issue infringement notices for breaches of the bylaw. This gives the Police fewer tools to manage alcohol related incidents.
9. To replace the bylaw as quickly as possible, rather than establishing a separate hearings subcommittee, the Committee Chair has agreed that the Policy, Finance and Strategy Committee meeting on 10 September 2024 will hear public submissions. This will enable Council to adopt the new bylaw on 1 October 2024, and it will come into effect the following day.
10. Officers note that measures are now in place through an automated internal bylaw register to ensure that we are tracking and factoring review timeframes into the Strategy and Policy work programme. A three-year programme of bylaw reviews will be considered by the Committee in a separate report at this meeting.

Options

11. There are two options available to the Committee:

Option 1: To ensure efficiency, agrees that officers will conduct consultations for all three simultaneously.

Option 2: agrees that separate consultations will be conducted for all three.

Officers recommend option 1 above to ensure efficiency.

Public Consultation

12. The proposed timeline for the combined consultation is attached as Appendix 1 to the report.

13. To ensure a coordinated and efficient public engagement process, officers recommend running the Special Consultative Procedures (if required) on the bylaw concurrently with consultation on the Alcohol Fees Bylaw and the Local Alcohol Policy.

14. Officers note that the consultation process will provide an opportunity for the community to submit ideas on further controlled areas.

15. If the Committee agrees to a concurrent consultation, the three reviews will hear verbal submissions separately:

- a. the Policy, Finance and Strategy Committee will hear submissions on the Control of Alcohol in Public Places Bylaw in September 2024; and
- b. a hearings subcommittee of the Infrastructure and Regulatory Committee will hear submissions on the Alcohol Fees Bylaw, if required, and separately on the Local Alcohol Policy.

Next Steps

16. Officers will undertake the development of a draft bylaw and report back to the Committee in July 2024 for consideration.

Climate Change Impact and Considerations

17. The matters addressed in this report have been considered in accordance with the process set out in Council's Climate Change Considerations Guide.

Consultation

18. The Policy team will work closely with the Communication and Engagement teams to develop an effective public consultation process.

Legal Considerations

19. Council's Legal team will be consulted throughout the review processes to ensure that the processes of the bylaw development meet legislative requirements.

Financial Considerations

20. There are no financial considerations.

Appendices

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1↓	Control of Alcohol in Public Places work timeline	63

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Head of Strategy and Policy

Reviewed By: Bradley Cato
Chief Legal Officer

Approved By: Jarred Griffiths
Director Strategy and Engagement

11 April 2024

Report no: PFSC2024/2/103

Strategy and Policy work programme update

Purpose of Report

1. The purpose of this report is to provide the Policy, Finance and Strategy subcommittee (the Committee) with an update on the Strategy and Policy teamwork programme through to 31 December 2024, and a three-year view of anticipated policy work to assist the Committee with forward planning.

Recommendations

That the Committee:

- (1) notes the programme of work that the Strategy and Policy business unit has delivered through to 1 May 2024 attached at Appendix 1 to the report;
- (2) notes the Strategy and Policy forward work programme for the period through to December 2024 attached at Appendix 2 to the report;
- (3) agrees with the priority projects outlined in Table 1 contained within the report; and
- (4) notes the three-year view of the strategy and policy work programme attached at Appendix 3 to the report and provides any feedback to officers.

For the reason that the Committee is delegated the responsibility to review and approve policies and strategies.

Background

2. On 9 May 2023, the Committee agreed to receive an annual update on the Strategy and Policy work programme and noted that the team was developing a three-year view of upcoming policy work.
3. Since the Committee meeting, Strategy and Policy has delivered its proposed work programme largely as planned (attached at Appendix 1).
4. 2023 saw a marked improvement in both the quantity and quality of work produced by the Strategy and Policy business unit. The team has met expectations by delivering a high volume of work, progressing several long-standing items (eg the Animal Control Bylaw) and initiating the review and improvement of systems and processes to lift performance further.

5. The team has also responded to a number of projects which were not anticipated, including:
 - a. advice on the Petone name change proposal;
 - b. Dog Control Bylaw rule changes for the shared path; and
 - c. developing Te Herenga Kairangi/the Māori strategy.

Discussion

6. The Strategy and Policy forward work programme for 2024 is provided at Appendix 2. This includes key items from each sub-team within the business unit (ie Policy, Research and Evaluation and Corporate Planning) that will come to elected members for consideration.
7. The Strategy and Policy business unit will continue to prioritise projects by considering relevant factors, including:
 - a. legislative drivers;
 - b. public interest in the project or issue; and
 - c. reputational risk to the organisation.
8. Given resource and timing constraints, it is not possible to prioritise all requests. Where additional items are added to the work programme, or something is moved up the priority list for earlier delivery, this needs to be done in a resource neutral way. This may mean de-prioritising other items and factoring them into the longer-term work programme or shifting the team's role from a lead to a support role within Council.
9. Given the considerations above, officers recommend that the Committee agrees on the priority projects outlined in Table 1 for the period through to 31 December 2024. We will progress on other items identified in the work programme as time and resources permit.

Table 1: Proposed priority projects to 31 December 2024

Activity	Timing	Priority
Shared path – support changes under Dog Control Bylaw	to June 2024	High
All LTP-related work	to July 2024	High
Complete and report on the Residents' Satisfaction Survey	to July 2024	High
Review Class 4 Gambling policy	to Sept 2024	High
Complete and report on the biennial Quality of Life Survey	to September 2024	High
Develop a Parking Strategy	to Oct 2024	High
Complete Annual Report 2023-2024	May to Oct 2024	High
Representation Review: Secretariat support; and advice on consultation process	to October 2024	High
Begin Annual Plan 2025-2026	from Oct 2024	High
Begin review of the Dog Control Bylaw	from Oct 2024	Med
Homelessness Action Plan implementation	to November 2024	High
Develop the Control of Alcohol in Public Places Bylaw, review Alcohol Fees Bylaw, and review the associated Local Alcohol Policy	to November 2024	High
Develop the City Strategy	to March 2025	High
Te Herenga Kairangi – Rautaki Māori reporting	Biannual	High
Support the Quarterly Report	on-going	High

10. As a result of statutory requirements (such as bylaw review timelines) and implementation responsibilities (such as the delivery of the Homelessness Strategy Action Plan), other items could be delayed. This includes:
- a. investigating further changes to the Control of Animals bylaw;
 - b. additional changes under the Dog Control Bylaw;
 - c. Heritage Policy review of conservation incentives;
 - d. Pencarrow Coast Road Access Policy review;
 - e. Naming Policy guidance update;
 - f. Smokefree Outdoor Public Places Policy review; and
 - g. Accessibility and Inclusion Policy development.

Three-year forward work programme

11. As noted above, the Policy team has developed a three-year view of the policy work programme (at Appendix 3).
12. The work programme includes bylaw reviews driven by statutory timeframes, strategy, and policy work delivered based on strategic priorities and available resources. Officers note that the timeframes indicated in the Appendix are provisional and could change depending on Council priorities.
13. Officers welcome any feedback from the Committee on the three-year policy work programme.

Options

14. Not applicable.

Climate Change Impact and Considerations

15. The matters addressed in this report have been considered in accordance with the process set out in Council's Climate Change Considerations Guide.

Consultation

16. Not applicable.

Legal Considerations

17. Statutory timeframes and requirements drive some Strategy and Policy work programme items. Legal advice is sought where appropriate to ensure the work complies with relevant legislation.

Financial Considerations

18. Not applicable.

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Author: Richard Hardie
Head of Strategy and Policy

Approved By: Jarred Griffiths
Director Strategy and Engagement



TO: CHAIR AND MEMBERS
KOMITI RATONGA RANGATŌPŪ ME TE RAUTAKI
POLICY, FINANCE AND STRATEGY COMMITTEE

FROM: Judy Randall

DATE: 20 March 2024

SUBJECT: KOMITI RATONGA RANGATŌPŪ ME TE RAUTAKI
POLICY, FINANCE AND STRATEGY COMMITTEE
FORWARD PROGRAMME

Purpose of Memorandum

1. The memorandum aims to provide the Committee with a draft forward programme of work planned for the Committee for 2024.

Recommendation

That the Committee receives and notes the draft forward programme for 2024 attached as Appendix 1 to the memorandum.

Background

2. The Committee assists Council in setting the broad vision and direction of the city to promote the social, economic, environmental, and cultural well-being of the city's communities in the present and for the future.
3. This involves determining specific outcomes that need to be met to deliver on the vision for the city, and overseeing the development of strategies, policies, bylaws, and work programmes to achieve those goals. This committee is also responsible for monitoring the overall financial management and performance of the Council Group.
4. The forward programme for 2024 provides a planning tool for both members and officers to coordinate programmes of work for the year. The programme is attached as Appendix 1 to the memorandum.

Executive Summary

5. The forward programme is a working document and is subject to change.

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