
Council Kaunihera OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton and via Audio Visual link on Thursday 24 June 2021 at 9.33am.

PRESENT

Chairperson Mayor P Southgate

Heamana

Deputy Chairperson Deputy Mayor G Taylor

Heamana Tuarua

Members

Cr M Bunting
Cr M Gallagher
Cr R Hamilton
Cr D Macpherson
Cr K Naidoo-Rauf
Cr A O'Leary (exclusively via Audio Visual Link)
Cr R Pascoe
Cr S Thomson
Cr M van Oosten
Cr E Wilson

In Attendance

Richard Briggs – Chief Executive
Sean Hickey – General Manager Strategy and Communication
David Bryant – General Manager People and Organisational Performance
Chris Allen - General Manager Development
Blair Bowcott – General Manager Growth
Eeva-Liisa Wright – General Manager Infrastructure Operations
Liz Tuck - Corporate Planning Manager
Tracey Musty - Financial Controller
Paul Gower - Programme Manager; Assets Strategy
Greg Carstens – Growth, Funding and Analytics Unit Manager
Tiki Mossop – Strategic Policy Analyst
Nathan Dalgety - Programme Manager; Analytics
Katy Nudd - Business Planning Analyst
Cerice DeLacy - Project and Performance Co-ordinator
Matthew Bell - Financial Support Services Manager
Andrew Judson - Rates Coordinator
Lachlan Muldowney - Hamilton City Council Lawyer

Governance Staff

Becca Brooke – Governance Manager
Amy Viggers – Governance Team Leader
Tyler Gaukrodger – Governance Advisor

The meeting was opened with a karakia from Cr Hamilton.

1. Apologies – *Tono aroha*

There were no apologies.

2. Confirmation of Agenda – *Whakatau raarangi take*

Resolved: (Mayor Southgate/Cr Wilson)

That the agenda is confirmed noting that:

- a) late item 12 (2021 LGNZ Remits for Consideration) is accepted. This has been circulated as a late report due to staff receiving the remit information after the agenda was circulated; and
- b) that the following appendix items were circulated to Elected Members prior to the meeting and are available on the Hamilton City Council website as [supplementary material here](#):
 - i. **Appendix 1:** Amended 2021-31 Long Term Plan;
 - ii. **Appendix 2:** List of changes to the Long Term Plan Document post agenda release;
 - iii. **Appendix 3:** Amended 2021-22 Draft Development Contributions Policy;
 - iv. **Appendix 4:** Amended 2021-22 Draft Development Contribution Policy – Track Changes;
 - v. **Appendix 5:** Recommendation to Council from 22 June 2021 Community Committee Meeting

3. Declarations of Interest – *Tauaakii whaipanga*

No members of the Council declared a Conflict of Interest.

4. Public Forum – *Aatea koorero*

No members of the public wished to speak.

5. Confirmation of the Council (Long Term Plan Deliberations) Open Minutes of 4-6 May 2021

Resolved: (Cr Wilson/Cr Macpherson)

That the Council confirm the Open Minutes of the Council (Long Term Plan Deliberations) Meeting held on 4-6 May 2021 as a true and correct record.

6. Chair's Report

The Mayor took her report as read.

Resolved: (Cr Wilson/Cr Macpherson)

That the Council receives the report.

7. Development Contributions Policy 2021/22

The report was taken as read. Lachlan Muldowney Hamilton City Council Lawyer, provided a updated on the Development Contributions judicial review case.

Resolved: (Deputy Mayor Taylor/Cr Macpherson)

That the Council approves the draft Development Contributions Policy 2021/22 (appendix 3 of the minutes), to be operative from 1 July 2021.

8. Growth Funding Policy 2021

The report was taken as read.

Resolved: (Cr Bunting/Cr Macpherson)

That the Council approves the revised Growth Funding Policy 2021 (**Attachment 1** of the staff report), to be operative from 1 July 2021.

9. Adoption of the 2021-31 Long Term Plan 24 June 2021

The General Manager Strategy and Communication took the report as read and thanked Elected Members and staff for the work undertaken throughout the Long Term Plan process.

Clarence Susan, Audit New Zealand, responded to questions from Elected Members concerning the Audio opinion specifically the matters of emphasis.

Resolved: (Mayor Southgate/Deputy Mayor Taylor)

That the Council:

- a) receives the report;
- b) adopts the following policies:
 - (i) Revenue and financing policy (**attachment 3 of the staff report**);
 - (ii) Rating policy (**attachment 4 of the staff report**);
 - (iii) Remissions and postponements policy (**attachment 5 of the staff report**);
 - (iv) Funding needs analysis (**attachment 6 of the staff report**); and
- c) adopts the 2021-31 Long-Term Plan – volumes 1 and 2 (**appendix 1 of the minutes and attachment 2 of the staff report**).

10. Rates Resolution to Set and Assess Rates for 2021/22

The Financial Support Services Manager and Rates Coordinator took the report as read and responded to questions from Elected Members concerning the layout of the rates invoice.

Resolved: (Cr Wilson/Cr Macpherson)

That the Council:

- a) receives the report; and
- b) approves to set and assesses the rates for the 2021/22 financial year (1 July 2021 to 30 June 2022) in accordance with the **Rates Resolution for the 2021/22 Financial Year** (as required by the Local Government (Rating) Act 2002) as set out in paragraphs 7 – 61 below; and
- c) approves to state the due dates for payments and authorises penalties to be added to unpaid rates, as set out in paragraphs 57 – 61 below.

General Rate

- 7. A general rate is set and assessed on the capital value of all rateable land in Hamilton.
- 8. General rates are set on a differential basis. The rating categories are defined in the Funding Impact Statement.
- 9. The differential bases are:
 - the use to which the land is put; and
 - the provision or availability to the land of a service provided; and
 - the activities that are permitted, controlled, or discretionary for the area in which the land is situated, and the rules to which the land is subject under the operative district plan; and
 - the location of the land

10. This rate covers all of the services of Council.
11. The total revenue sought through the general rate is \$204,952,463.
12. The general rate is set and assessed on a differential basis as follows:

SOURCE	DIFFERENTIAL CATEGORIES	DIFFERENTIAL FACTOR	PERCENTAGE OF TOTAL GENERAL RATES	RATE IN THE DOLLAR OF CAPITAL VALUE (GST INCL)	RATES REVENUE (GST INCL)
General Rate	Commercial	2.6473	34.03%	0.00947723	\$ 69,757,651
	BID Commercial	2.5149	7.07%	0.00900337	\$ 14,488,969
	Other	0.7400	1.40%	0.00264921	\$ 2,865,041
	Residential	1.0000	57.50%	0.00358001	\$ 117,840,802

13. Land described in Part 2 Schedule 1 of the Local Government (Rating) Act 2002 (broadly speaking, land owned or used by societies for arts or sports) will be assessed at 50% of the residential rate (General rate, UAGC and Government Compliance rate) that applies to the land. This general rate revenue is included within the Residential category shown in the table above and within the targeted rates revenue where applicable.

UNIFORM ANNUAL GENERAL CHARGE

14. A Uniform Annual General Charge (UAGC) of \$584 per Separately Used or Inhabited Part of a Rating Unit (SUIP) is set and assessed on all rateable land in Hamilton.
15. We have determined the level of UAGC in order to distribute the allocation of the general rate at an appropriate level among all ratepayers.
16. The total revenue sought from the UAGC is \$40,296,000.

TARGETED RATES

17. Government Compliance Rate

18. This rate is set and assessed on the capital value of all rateable land in the city.
19. This rate is set on a differential basis on the categories of land identified below. The differential bases are the use to which the land is put, the provision or availability to the land of a service provided, the activities permitted, controlled, or discretionary for the area in which the land is situated and the rules to which the land is subject under the operative district plan, and in the case of the BID Commercial differential, the location of the land.
20. This rate provides funding to the Wastewater Treatment and Disposal, Wastewater Collection, Water Treatment and Storage, Water Distribution, Stormwater Network, and City Planning activities.
21. The total revenue sought is \$11,104,400.

22. This rate is set and assessed on a differential basis as follows:

SOURCE	DIFFERENTIAL CATEGORIES	DIFFERENTIAL FACTOR	PERCENTAGE OF TOTAL GOVERNMENT COMPLIANCE RATES	RATE IN THE DOLLAR OF CAPITAL VALUE (GST INCL)	RATES REVENUE (GST INCL)
Government compliance rate	Commercial	2.6473	34.03%	0.00051347	\$3,779,495
	BID Commercial	2.5149	7.07%	0.00048779	\$785,018
	Other	0.7400	1.40%	0.00014353	\$155,229
	Residential	1.0000	57.50%	0.00019396	\$6,384,658

23. Land described in Part 2 Schedule 1 of the Local Government (Rating) Act 2002 (broadly speaking, land owned or used by societies for arts or sports) will be assessed at 50% of the residential rate that applies to the land. This Government compliance rate revenue for these rating units is included within the Residential category shown in the table above.

24. Metered Water Rate

25. The rate is set and assessed for metered and restricted flow water supply on a differential basis to all metered rating units (as defined by Hamilton City Council's Water Supply Bylaw 2013).

26. The rate is:

i. a fixed amount based on the nature of the connection as follows:

- \$444.00 for all metered rating units (except those receiving a restricted flow supply);
- \$360.00 for those rating units receiving a restricted flow supply.

ii. a charge per unit of water consumed or supplied on every metered connection in accordance with the following scale:

- All metered rating units (except those receiving a restricted supply) - \$1.85 per kilolitre of water supplied after the first 60 kilolitres of consumption or supply per quarter;
- those rating units receiving a restricted flow supply - \$1.50 per kilolitre of water supplied after the first 60 kilolitres of consumption or supply per quarter.

27. The rates contribute to the funding of the Water Distribution and Water Treatment and Storage activities.

28. The total revenue sought is \$9,644,774.

29. Commercial and Other Category Non-Metered Water Rate

30. The rate is set and assessed on non-metered Commercial and Other category properties which are connected to the water network, but not provided with a metered connection. The rate is \$444.00 per rating unit.

31. The rates contribute to the funding of the Water Distribution and Water Treatment and Storage activities.

32. The total revenue sought is \$266,260.

33. Business Improvement District (BID) Rates

34. This rate is set and assessed on all rating units defined within the BID Commercial

general rate category and comprises both a fixed amount per SUIP and a rate in the dollar based on the capital value.

35. The Business Improvement District (BID) and Central City rating areas map is shown in Schedule 1 of the Rating Policy. The components of this rate are:
- i. BID fixed rate: a fixed amount of \$240 per SUIP of a commercial rating unit within the defined area; and
 - ii. BID capital value rate: a rate per dollar of capital value required to meet the total revenue, after allowing for the total revenue raised by the BID fixed rate. The rate is \$0.00002602 per dollar of capital value.
36. The rate provides funding to the City Planning activity.
37. The total revenue sought is \$356,528.

38. Central City Rate

39. The rate is set on all rating units defined within the BID Commercial general rate category and is set as a fixed amount per SUIP.
40. The Business Improvement District (BID) and Central City rating areas map is shown in Schedule 1 of the Rating Policy.
41. The rate is a fixed amount of \$127 per SUIP.
42. The rate provides funding to the Transportation Network activity.
43. The total revenue sought is \$166,750.

44. Service Use Water Rate

45. The rate is set and assessed on properties defined as Service Use Category (see Funding Impact Statement) and which are connected to our water network but are not provided with a metered connection.
46. The rate is a fixed amount of \$444.00 per SUIP.
47. The rate provides funding towards the Water Distribution and Water Treatment and Storage activities.
48. The total revenue sought is \$59,940.

Service Use Refuse Rate

49. The rate is set and assessed on properties defined as Service Use Category (see Funding Impact Statement) and which are provided with refuse collection service.
50. The rate is a fixed amount of \$178 per SUIP.
51. The rate provides funding towards the Refuse Collection activity.
52. The total revenue sought is \$25,454.

53. Service Use Wastewater Rate

54. The rate is set and assessed on properties defined as Service Use Category (see Funding Impact Statement) and which are connected to the wastewater network. This rate comprises two components. These are:
- i. a rate per dollar of land value set at \$0.00126242; and
 - ii. a rate per dollar of capital value set at \$0.00036402.
55. The rate provides funding towards the Wastewater Collection and Wastewater Treatment and Disposal activities.

56. The total revenue sought is \$1,546,198.

DUE DATES FOR PAYMENT OF RATES

57. Rates (other than for metered water) are payable in four equal instalments.

58. The due dates for rates for the period 1 July 2021 to 30 June 2022 are as follows:

Instalment 1	Instalment 2	Instalment 3	Instalment 4
26 August 2021	25 November 2021	24 February 2022	26 May 2022

59. DUE DATES FOR PAYMENT OF METERED WATER RATES

60. The due dates for metered water rates for the period 1 July 2021 to 30 June 2022 are as follows:

Month of Invoice	Invoice Due Date	Month of Invoice	Invoice Due Date
July 2021	20 August 2021	January 2022	20 February 2022
August 2021	20 September 2021	February 2022	20 March 2022
September 2021	20 October 2021	March 2022	20 April 2022
October 2021	20 November 2021	April 2022	20 May 2022
November 2021	20 December 2021	May 2022	20 June 2022
December 2021	20 January 2022	June 2022	20 July 2022

PENALTIES

61. Pursuant to Section 57 and 58 of the Local Government (Rating) Act 2002, the Council authorises the following penalties:

- a) A penalty of 10% of the amount due and unpaid on the due date to be added on the day after the due date.

The dates on which penalties will be added are 27 August 2021, 26 November 2021, 25 February 2022 and 27 May 2022.

- b) A penalty of 10% of the amount of any rates assessed in any previous year which remain unpaid on 1 July 2021 to be added on 2 July 2021.
- c) A penalty of 10% of the amount of any rates assessed in any previous year for which a penalty has been added under paragraph (b) and which remain unpaid on 1 January 2022 to be added on 2 January 2022.
- d) A penalty of 10% of the amount unpaid for water-by-meter rates charged to be added on the day after the due date.
- e) These dates are 21 August 2021, 21 September 2021, 21 October 2021, 21 November 2021, 21 December 2021, 21 January 2022, 21 February 2022, 21 March 2022, 21 April 2022, 21 May 2022 and 21 June 2022.

11. Recommendations from Open Committee Meetings

Community Assistance Policy Allocation Process Review 2021

Resolved: (Cr Bunting/Cr Macpherson)

That the Council approves the revised Community Assistance Policy (**Appendix 5**), with an amendment to the policy that the allocation sub-committee comprises of 5 Community Committee Members including at least 1 Maangai Maaori, that make recommendations to the Community Committee for final decision on allocation of funds.

General Managers Report

Resolved: (Cr Bunting/Cr Macpherson)

That the Council approves the draft Terms of Reference for the Community Grants Allocation Sub-Committee (**Appendix 5**) with 5 Community Committee Members including at least 1 Maangai Maaori making up the membership of the Sub-Committee, noting that the Chair and the Deputy Chair will be the 2 permanent Members.

12. 2021 LGNZ Remits for Consideration

The report was taken as read.

Resolved: (Cr Hamilton/Cr Macpherson)

That the Council notes that the Council has indicated to support the Tree Protection remit, to be voted on by the presiding HCC Delegate at the 2021 Local Government NZ AGM, and that the presiding delegate may duly take into consideration additional information received on the day to inform the final vote on behalf of the Council.

Cr Pascoe Dissenting.

Resolved: (Cr Hamilton/Cr Macpherson)

That the Council:

- a) receives the report; and
- b) notes that the Council has indicated to support the following remits, to be voted on by the presiding HCC Delegate at the 2021 Local Government NZ AGM, and that the presiding delegate may duly take into consideration additional information received on the day to inform the final vote on behalf of the Council:
 - i. Rating Value of Forestry Land;
 - ii. Funding of Civics Education;
 - iii. Election Participation;
 - iv. Carbon emission inventory standards and reduction targets;
 - v. WINZ Accommodation Supplement; and Liability – Building Consent Functions.

The meeting was declared closed at 10.27am.