

I hereby give notice that an ordinary meeting of the Franklin Local Board will be held on:

Date: Tuesday, 26 March 2024
Time: 9.30am
Meeting Room: Leslie Comrie Board Room,
Venue: Level One Franklin: The Centre,
12 Massey Ave,
Pukekohe
and via Microsoft videoconference

Franklin Local Board

OPEN AGENDA

MEMBERSHIP

Chairperson	Angela Fulljames
Deputy Chairperson	Alan Cole
Members	Malcolm Bell JP
	Sharlene Druyven
	Gary Holmes
	Amanda Hopkins
	Andrew Kay
	Amanda Kinzett
	Logan Soole

(Quorum 5 members)

Denise Gunn
Democracy Advisor

18 March 2024

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Representation project - issues specific to the Franklin Local Board

File No.: CP2024/02101

Te take mō te pūrongo Purpose of the report

1. To provide feedback on representation project issues that are specific to the Franklin Local Board.

Whakarāpopototanga matua Executive summary

2. The representation project comprises the review of representation arrangements for the 2025 elections, which the council is required to undertake, and the development of a reorganisation plan that reduces the number of local boards.
3. A report on both these matters is being presented to all local boards and is on the same agenda as this report.
4. This report deals only with those matters that are specific to the Franklin Local Board. The key issue is the non-compliance of subdivisions with the 10 percent rule which applies to a representation review. This report presents alternative options to correcting the non-compliance.
5. The report also provides advice following questions from members about changes to the Auckland boundary with Waikato District.

Ngā tūtohunga Recommendation/s

That the Franklin Local Board:

- a) provide feedback on its preferred option for addressing the non-compliance of the Waiuku subdivision with the 10 percent rule.

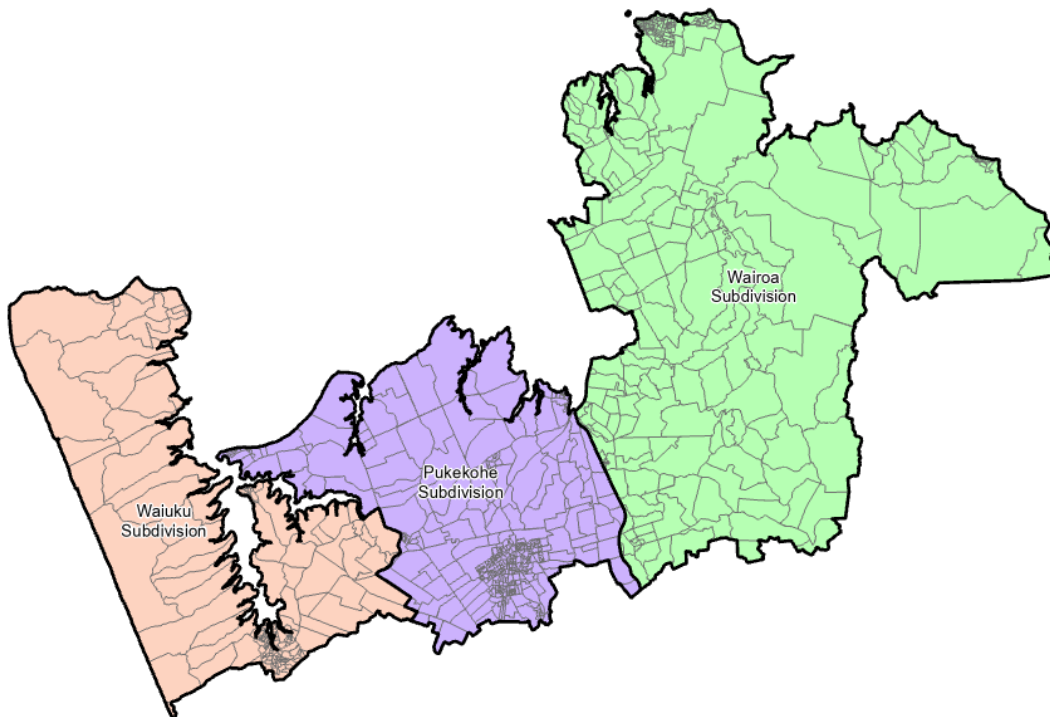
Horopaki Context

6. The Local Electoral Act 2001 requires that subdivisions provide for effective representation of communities of interest and that they also comply with the rule that the population per member within a subdivision does not vary from the average population per member for the whole local board by more than 10 percent.
7. A council may decide to not comply with the requirement for population to member to not vary by more than 10 percent from the average, if complying would compromise effective representation of communities of interest by:
 - dividing a community of interest or
 - joining communities with few commonalities of interest.
8. A decision to not comply is referred to the Local Government Commission for their determination.
9. The population table for subdivisions in the Franklin Local Board is as follows:

Item 12

Local board	Pop (2023)	Mbrs	Pop per mbr	Diff from quota	% diff
Franklin Local Board Area					
Pukekohe	41,800	4	10,450	967	10.2%
Wairoa	27,200	3	9,067	-417	-4.4%
Waiuku	16,350	2	8,175	-1,308	-13.8%
Total	85,350	9	9,483		

10. There is a small non-compliance in the Waiuku subdivision. It is over-represented and needs to gain population.
11. A map of the current subdivisions is as follows:

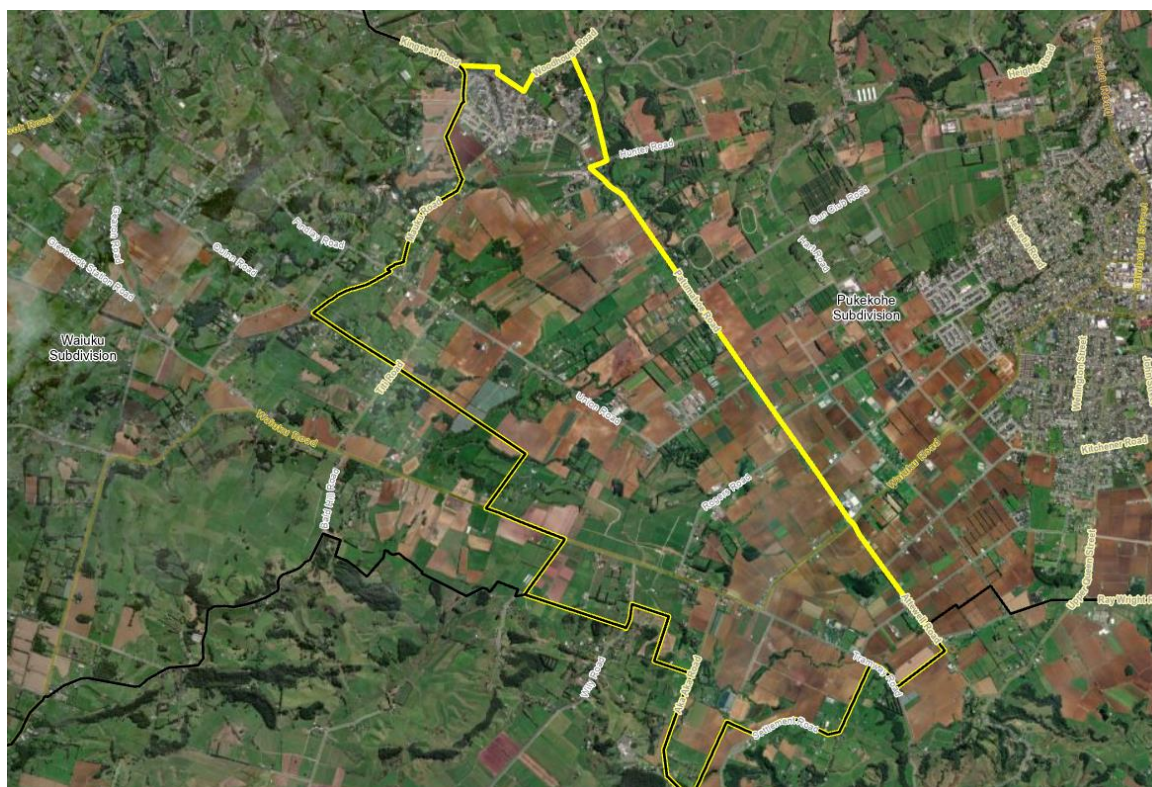
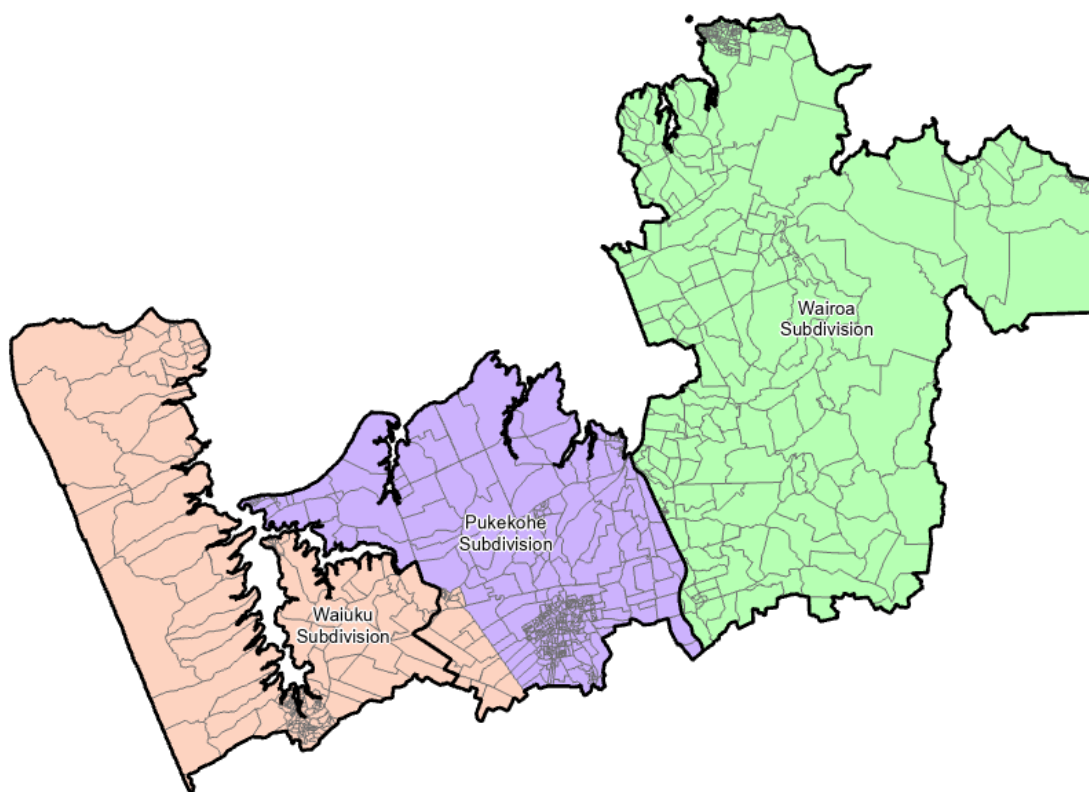


Tātaritanga me ngā tohutohu Analysis and advice

12. Staff present two options for correcting the non-compliance of the Waiuku subdivision. One option extends Waiuku into Pukekohe up to Patumahoe Road. The other option extends Waiuku into Clarks Beach and Waiau Pa.

Option 1 – Waiuku extends to Patumahoe Road

13. The maps for this option are as follows, the bold yellow line is the new boundary:

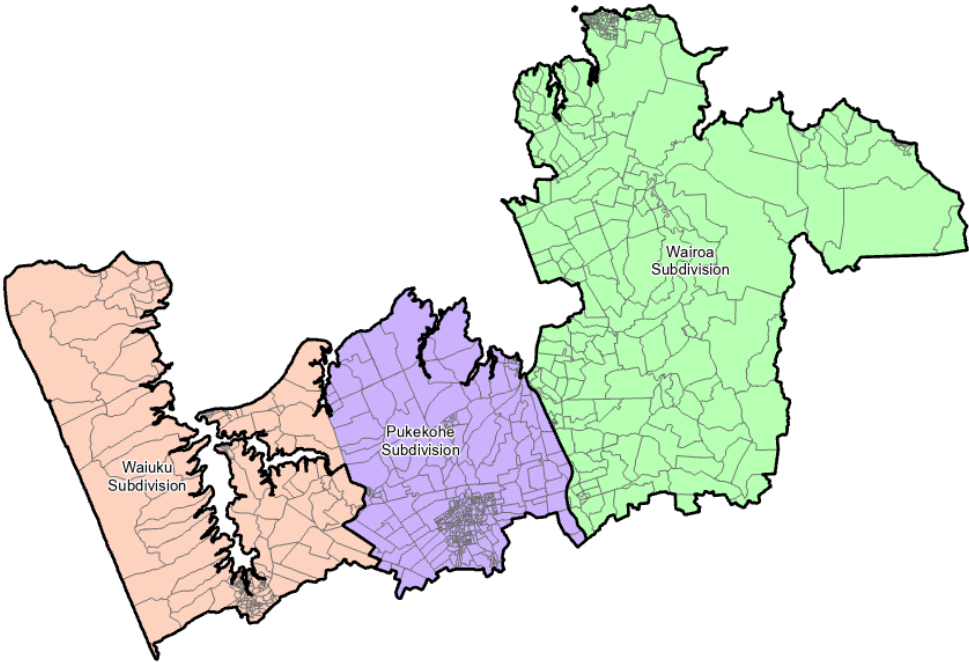


14. The population table for Option 1 is:

Local board	Pop (2023)	Mbrs	Pop per mbr	Diff from quota	% diff
Franklin Local Board Area					
Pukekohe	39,730	4	9,933	449	4.7%
Wairoa	27,190	3	9,063	-420	-4.4%
Waiuku	18,430	2	9,215	-268	-2.8%
Total	85,350	9	9,483		

Option 2 – Waiuku extends to Clarks Beach and Waiau Pa

15. The maps for this option are as follows, with the bold yellow line indicating the new boundary (Kingseat Road):



- | Local board | Pop
(2023) | Mbrs | Pop
per
mbr | Diff
from
quota | % diff |
|----------------------------------|---------------|------|-------------------|-----------------------|--------|
| Franklin Local Board Area | | | | | |
| Pukekohe | 38,460 | 4 | 9,615 | 132 | 1.4% |
| Wairoa | 27,190 | 3 | 9,063 | -420 | -4.4% |
| Waiuku | 19,700 | 2 | 9,850 | 367 | 3.9% |
| Total | 85,350 | 9 | 9,483 | | |

17. Each of the options addresses the non-compliance of the Waiuku subdivision with the 10 percent rule. The board needs to consider which, if any, represents a community of interest with the remainder of the Waiuku subdivision.

18. Alternatively, if the board considers that each option compromises communities of interest then it might recommend that the council does not comply with the 10 percent rule.
19. The Local Government Commission has published guidance on the concept of “community of interest”. Essentially a community of interest has three dimensions:
 - (i) a perceptual dimension – do people feel they belong to the area?
 - (ii) a functional dimension – do people use the services in the area?
 - (iii) a political dimension – will people in the area, and their needs and issues, be effectively represented at the decision-making table if representatives are elected by electors of this subdivision?
20. The board might consider that one option, more than the other, defines an area where residents share a common sense of identity with the rest of Waiuku, use similar council services and will be effectively represented at the local board decision-making table by the Waiuku subdivision representatives.

Boundary with Waikato District

21. At a recent workshop members asked whether the boundary with Waikato District could be considered during the review. The purpose of this would be to include in Franklin those residents in Waikato who currently use Auckland Council facilities due to their proximity.
22. Staff have consulted with the Local Government Commission who advised that changes of this type would require either:
 - (i) a reorganisation initiative under Schedule 3 of the Local Government Act 2002
 - (ii) a local authority-led reorganisation application under clauses 22A-22B, Schedule 3
23. A reorganisation initiative involves requesting the Local Government Commission to investigate. A local authority-led reorganisation application involves all affected councils adopting a reorganisation plan and submitting it to the Commission for approval.
24. Staff do not currently have the capacity to investigate this further at the present time but the Board might wish to indicate its interest in pursuing this later.

Tauākī whakaaweawe āhuarangi Climate impact statement

25. Minor changes to subdivision boundaries do not have an impact on climate.

Ngā whakaaweawe me ngā tirohanga a te rōpū Kaunihera Council group impacts and views

26. There are no impacts on the council group.

Ngā whakaaweawe ā-rohe me ngā tirohanga a te poari ā-rohe Local impacts and local board views

27. This report provides an opportunity for the local board to provide its feedback on options to adjust subdivision boundaries to address the requirements of the 10 percent rule.

Tauākī whakaaweawe Māori Māori impact statement

28. Small adjustments to subdivision boundaries should not impact on Māori communities differently to other communities. Iwi who have rohe in the Franklin area will have relationships with the full board.

Ngā ritenga ā-pūtea Financial implications

29. There will be costs associated with LINZ producing official maps of boundary changes. For the 2019 review this was around \$12,000 total for all changes. These are costs of the representation project.

Ngā raru tūpono me ngā whakamaurutanga Risks and mitigations

30. There is the risk that members of the public will appeal the council's final proposal which will result in the Local Government Commission making the determination. If the council decides to not comply with the 10 percent rule, the Commission makes the determination in any case.

Ngā koringa ā-muri Next steps

31. The board's feedback will be reported to the Joint Governance Working Party which will then make recommendations to the Governing Body.

Ngā tāpirihanga Attachments

There are no attachments for this report.

Ngā kaihaina Signatories

Author	Warwick McNaughton - Principal Advisor
Authoriser	Manoj Ragupathy - Local Area Manager Franklin, Papakura, Manurewa

Franklin Local Board

Open Minutes

Minutes of a meeting of the Franklin Local Board held in the Leslie Comrie Board Room, Level One Franklin: The Centre, 12 Massey Ave, Pukekohe and via Microsoft Teams Videoconference, on Tuesday, 26 March 2024 at 9.32am.

TE HUNGA KUA TAE MAI | PRESENT

Chairperson	Angela Fulljames
Deputy Chairperson	Alan Cole
Members	Malcolm Bell JP
	Sharlene Druyven
	Gary Holmes
	Amanda Hopkins
	Andrew Kay
	Amanda Kinzett
	Logan Soole

12 Representation project - issues specific to the Franklin Local Board

Warwick McNaughton, Principal Advisor Governance, was in attendance online to speak to this item.

Resolution number FR/2024/25

MOVED by Member G Holmes, seconded by Member M Bell JP:

That the Franklin Local Board:

- a) **whakarite / provide the following feedback on its preferred option for addressing the non-compliance of the Waiuku subdivision with the 10 percent rule:**
- i) **recommend that the council does not comply with the 10% rule for the Waiuku subdivision, as both the options considered by the board result in compromising communities of interest**
 - ii) **tuhi ā-taipitopito / note that the data referred to in the report is based on the 2018 Census and the board is aware that there has been population growth in our communities that might influence recommendations, which may become apparent from the 29 May 2024 census update**
 - iii) **recommend that a decision is deferred until the next representation review when there will be a more accurate understanding of population growth, broader representation changes including any re-organisation of representation and associated support services.**

CARRIED