



**AGENDA FOR A MEETING OF THE COUNCIL TO BE HELD IN THE COUNCIL CHAMBER  
AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,  
WAITAKERE, ON TUESDAY, 20 APRIL 2010  
COMMENCING AT 12.00 PM**

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**TABLE OF CONTENTS**

<b><u>ITEM</u></b>		<b><u>PAGE NO.</u></b>
1	<b>APOLOGIES</b>	1
2	<b>URGENT BUSINESS</b>	1
3	<b>CONFLICTS OF INTEREST</b>	1
4	<b>APPROVAL OF THE DRAFT ANNUAL PLAN 2010/2011</b>	1

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**1 APOLOGIES**



**2 URGENT BUSINESS**

Section 46A(7) of the Local Government Official Information and Meetings Act 1987 provides that where an item of business is not on the agenda, it may only be dealt with at the meeting if:

- (i) the Committee by resolution so decides; and
- (ii) the Chairman has explained at the beginning of the meeting (when open to the public) that the item will be raised for discussion and decision, why the item is not on the agenda, and why it cannot be delayed until a subsequent meeting.

The Committee may make a decision on a matter determined to be urgent.

**NOTE:** Urgent Business need not be dealt with now and may be delayed until later in the meeting.



**3 CONFLICTS OF INTEREST**

The Council has acknowledged in its Code of Conduct that Members need to be vigilant to stand aside from decision making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to check that no such conflicts arise in relation to any items on this agenda.



**4 APPROVAL OF THE DRAFT ANNUAL PLAN 2010/2011**

**GLOSSARY**

Long Term Council Community Plan 2009-2019  
Auckland Transition Agency

(LTCCP)  
(ATA)

**EXECUTIVE SUMMARY**

The purpose of this report is for the Council to approve the Draft Annual Plan 2010/2011 budget.

The Local Government (Auckland Council) Act 2009 requires the Council to prepare an Annual Plan 2010/2011 for the four months that is in existence until 31 October 2010. This Annual Plan may be adopted by Council if it is not inconsistent with the Long Term Council Community Plan 2009-2019 (LTCCP). Consultation with the Auckland Transition Agency (ATA) is required throughout the process of the Annual Plan 2010/2011 preparation.

The recommendation of the Long Term Council Community Plan and Annual Plan Committee for Council to approve the Draft Annual Plan 2010/2011 budget will be advised following the meeting and resolution of the Committee at the meeting scheduled for 16 April 2010.

### **RECOMMENDATIONS**

It is recommended that the Council resolve to:

1. **Receive** the Approval of the Draft Annual Plan 2010/2011 report.
2. **Approve** the Draft Annual Plan 2010/2011 budget subject to:
  - clearance and confirmation from the Auckland Transition Agency; and
  - the finalisation of the operating and capital budget carry forwards.

### **BACKGROUND**

1. The Council must prepare and adopt the Annual Plan 2010/2011 commencing 1 July 2010 under section 95 of the Local Government Act 2002. The Annual Plan 2010/2011 process has been changed by legislation to recognise the imminent changes to Auckland governance. The Local Government (Auckland Council) Act 2009 under sections 29A and 29B gives rise to the following changes:
  - Councils must prepare an Annual Plan for the 2010/2011 financial year but this is required to cover the period 1 July 2009 to 31 October 2010 with information provided for the period 1 November 2010 to 30 June 2011 for comparative purposes.
  - As long as this Annual Plan is consistent with year two of the LTCCP, no consultation is required in relation to the Annual Plan.
  - Councils must set rates and other revenue mechanisms for the full 12 month period; these must be sufficient to fund the four month period plus the balance of the financial year as if the requirements identified for the four month period continued for the balance of the financial year.
  - Councils must consult with the ATA throughout the preparation of the Annual Plan 2010/2011.

### **DECISION MAKING**

#### **Issues**

2. The Draft Annual Plan 2010/2011 financial information pack for Council approval will be presented to Councillors under separate cover prior to the meeting on 20 April 2010.
3. The Draft Annual Plan 2010/2011 will be submitted to the ATA for confirmation of approval for Council to adopt the Annual Plan 2010/2011. It is planned for Council to adopt the Annual Plan 2010/2011 on 25 June 2010. The draft Annual Plan 2010/2011 is presently subject to a compliance review process by Audit New Zealand as part of the annual audit process. There is no legislative requirement for Audit New Zealand to specifically audit and issue an audit opinion on the Annual Plan 2010/2011.

4. The budget carry forwards will only be able to be finalised towards the end of the 2009/2010 financial year. The final carry forwards will be presented to the Long Term Council Community Plan and Annual Plan Committee in June 2010 for their consideration and approval. The approved carry forwards will be updated in the Annual Plan 2010/2011.
5. The updated Annual Plan 2010/2011 will be available at the 25 June 2010 Council meeting for adoption. A final printed version will be published and made available to the public in July 2010.
6. In addition, the Council is required to pass various resolutions with regards to the setting of rates for 2010/2011. A separate report on rates will be prepared for Council to adopt at its meeting on 25 June 2010.

### STRATEGIC CONTEXT

7. The Annual Plan 2010/2011 is year two of the LTCCP. The LTCCP describes the Council's response to the community outcomes and provides a long term focus for the decisions and activities of the Council. The LTCCP gives expression to the strategic direction of the Council, the Auckland sustainability framework, and provides a basis for accountability to the community. The LTCCP also details a proposed work plan for the Council and how it will manage its revenues, expenses, assets, liabilities, investments and general financial dealings prudently and in a manner that promotes the current and future interests of the community.

### CONSULTATION

8. There is no requirement for Council to consult the public of the draft Annual Plan 2010/2011. The Annual Plan 2010/2011 can be adopted by resolution of Council if it is not inconsistent with the 2010/2011 year of the LTCCP. This is in accordance with section 29A of the Local Government (Auckland Council) Act 2009.
9. The ATA is being consulted throughout the process of preparation of the Annual Plan 2010/2011.

### RESOURCES

10. This report has no resource implications.

### IMPLEMENTATION ISSUES

11. There are no implementation issues.

### AUCKLAND COUNCIL TRANSITION ISSUES

12. The Local Government (Tamaki Makaurau Reorganisation) Act 2009 section 31(4) (b) requires ATA approval prior to the Council adopting or amending a LTCCP or to adopt an Annual Plan. Relevant information will be provided to the ATA to assist them in their confirmation process.

**Report prepared by:** Stephen Drumm, Associate Director: Finance.

