

OTAGO REGIONAL COUNCIL

Minutes of an Ordinary meeting of the Council held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 9 December 2015 commencing at 10.32 am

- Present:**
- Cr Stephen Woodhead (Chairperson)
 - Cr Gretchen Robertson (Deputy Chairperson)
 - Cr Graeme Bell
 - Cr Doug Brown (from 10.38 am)
 - Cr Louise Croot MNZM
 - Cr Michael Deaker
 - Cr Gary Kelliher
 - Cr Trevor Kempton
 - Cr Sam Neill
 - Cr David Shepherd
- Apologies:**
- Cr Gerry Eckhoff
The apology was accepted on the motion of Crs Robertson and Kelliher.
- Leave of Absence:**
- Cr Bryan Scott
- Request for Leave of Absence:**
- Cr Michael Deaker
The request for leave of absence was approved on the motion of Crs Woodhead and Neill.
- In attendance:**
- Peter Bodeker
 - Nick Donnelly
 - Fraser McRae
 - Scott McLean
 - Gavin Palmer
 - Sharon Bodeker (for Item 6)
 - Stuart Lanham (for Items 6 and 7)
 - Janet Favel

CONFIRMATION OF AGENDA

There were no changes to the agenda.

MINUTES

The minutes of the Ordinary meeting of Council held on 28 October 2015 were noted. Cr Kelliher commented that Item 2 Chief Executive's report should be corrected to refer to the Manuherikia Catchment Water Strategy Group Irrigation Company. With this change, the minutes were adopted on the motion of Crs Kelliher and Shepherd.

Matters arising from the minutes

There were no matters arising from the minutes.

PART A – CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

Item 1

2015/1299 **Chairperson's report.** Chair, 2/12/15

The Chairperson reported on his activities for the period to 2 December 2015. Cr Woodhead commented further as follows:

- *Te Roopu Taiiao meeting* – It was pleasing to note that Southland and Otago rūnanga had reached agreement about working together in the Queenstown Lakes District.
- *Super Gold Card* - Martin Mathews, CE of MoT, had said there was no intention of the costs of the SGC review and capping being passed on to ratepayers. A national staff group, of which Gerard Collings was a member, was working on this issue.
- *National Council* – the Productivity Commission had been requested by government to prepare an urban planning report identifying the most appropriate system for allocating land use in cities to achieve positive social, economic and cultural outcomes. The issues paper had been considered by Parliament on 8 December.

Cr Brown entered the meeting at 10.38 am.

- *Pomahaka Landcare Project* - the meeting with landholders in the Pomahaka catchment to receive and update on progress of the Pomahaka Landcare Project was useful and constructive.
- *Science Communicators Association* – Land and Water Aotearoa (LAWA) had received the award for Communicator of the Year.

It was suggested that Elizabeth Soal (Waitaki Irrigation Company) be invited to speak to a Council workshop about her Winston Churchill Fellowship visit to Canada to look at freshwater management.

Item 2

2015/1306 **Chief Executive's Report.** CE, 3/12/15

The Chief Executive reported on his activities for the period to 3 December 2015. Mr Bodeker commented further as follows:

- *Councils' Performance Targets* – The Region CEs' group was to prepare a report on performance targets, which would be extended to include shared services. While the targets would mostly affect TLAs, some shared services including roading, 3 waters, and rating/collection of rates would be included.
- *Harbour and waterway safety* – the terms of reference for the review of the ORC's water safety role were noted. It was intended that this review be completed early in the new year and it would inform the Annual Plan process.
- *Regional growth strategy* – would be workshopped with both Council and the Mayoral Forum.
- *Health and Safety* – Mr Bodeker noted the positive review of the Silver Stream pump site by WorkSafe New Zealand, and also commended the staff initiative to install low cost but effective safety measures to enable staff to access rivers.
- *Public Transport Services* – Commercial services operated on the Dunedin network required transition into PTOM. Mr Bodeker explained that this was a mediated, not a tender, process.
- *Staff awards* – staff achievements were recognised at the recent end of year staff celebration.

In response to a question about public transport, Mr Bodeker explained that the purpose of moving commercial services into PTOM was to provide consistency across the NZTA funded network, and within PTOM requirements. Other providers could tender for PTOM units as they came up for renewal.

Councillors commended the staff awards, and the harbour and waterway safety review. The appointment of team leaders for 1C and 6A implementation work was also commended, and a question was raised about reporting on progress. Mr Bodeker explained that the governance group, comprising four directors and chaired by Fraser McRae, would report through the Regulatory Committee.

Cr Woodhead moved

Cr Bell seconded

That the Chair's and Chief Executive's reports be received.

Motion carried

PART B – RECOMMENDATIONS

Item 3

2015/1295 **Port Otago Ltd Shareholder's Meeting.** DCS, 30/11/15

The report explained that the adoption of the Port Otago Limited Annual Report and Financial Statements, the appointment of Directors, and the appointment of Auditor, were required to be formalised by Council resolution.

Cr Woodhead noted that Director Ross Black was standing down from the Port Otago Ltd Board by rotation, and the Port Otago Liaison Committee had a process in hand to appoint a new director.

Cr Shepherd moved
Cr Croot seconded

That the resolution attached to the report be adopted and signed by the Chairperson and Chief Executive.

Motion carried

Item 4

2015/1300 **Submissions on DCC District Plan.** DPPRP, 2/12/15

The Council's submissions on the DCC District Plan were presented for endorsement. Mr Bodeker explained that because of the timeframe, the submissions had to be forwarded to the DCC before they were approved by Council.

Councillors commended the submissions, which were very comprehensive. There was concern at the 'soft approach' by DCC to the ORC's classification of hazards, and they were pleased to see that was addressed in the submissions.

In response to a question Mr McRae explained that designations gave Council consent for work on infrastructure it had direct control over. Designations were included in the District Plan and were part of the review. The ORC was seeking authority to operate community based schemes.

Cr Woodhead moved
Cr Deaker seconded

That Council endorse the appended submissions on Dunedin City Council's proposed 2nd Generation District Plan.

Motion carried

Item 5

2015/1271 **Affixing of Common Seal and Delegation.** DCS, 25/11/15

The report explained that it was timely to review delegation for the affixing of the Council's Common Seal.

Mr Donnelly explained that this was a procedural matter and the delegations affected were last updated in 1999. With upcoming changes in legislation it was important to document delegations, including use of the Council's Common Seal.

Cr Croot moved

Cr Robertson seconded

That the delegation of Council relating to the authority to affix the Council's Common Seal be amended to provide:

1. *Any two of the Chief Executive, Director Corporate Services, Manager Support Services, Chairperson or in the event of the absence or non-availability of the Chairperson, the Deputy Chairperson, the authority to affix the Common Seal, including the sealing of documents of a procedural nature between meetings subject to a schedule of such sealed documents being included on the order paper for confirmation at the subsequent Council meeting.*
2. *Any two of the Chief Executive, Director Corporate Services, Chairperson or in the event of the absence or non-availability of the Chairperson, the Deputy Chairperson, the authority to affix the Common Seal in accord with the resolution of Council.*

That the delegation to appoint authorised persons and the power to issue warrants for the purposes of exercising functions, powers and duties under the:

- *Local Government Act 2002;*
- *Building Act 2004;*
- *Otago Regional Council Bylaws;*
- *Soil Conservation and Rivers Control Act 1941; and*
- *The Land Drainage Act 1908*

be delegated to the Chief Executive.

Motion carried

PART C – ITEMS FOR NOTING

Item 6

2015/1301 **Four month review to 31 October 2015.** DCS, 2/12/15

Projects Manager Sharon Bodeker and Finance Manager Stuart Lanham were present for this item.

The report summarised project progress for the four months to 31 October 2015. The full review was circulated separately with the agenda. Mr Donnelly noted that graphical ‘traffic light’ symbols were provided to make the review document easier to read and understand. Favourable comment was made on the new layout. It was suggested that the covering report provided an executive summary for the review.

In response to a question Dr Palmer explained that orange lights against projects indicated work in progress, and he saw no reason why these projects would not be completed on time.

Cr Shepherd moved
Cr Croot seconded

That the report be received.

Motion carried

Item 7

2015/1305 **Financial Report.** DCS, 3/12/15

The report provided information in respect of the overall Council finances for the four months ended 31 October 2015.

Mr Donnelly commented that the previous report commented on expenditure against activities, and this formal finance report concentrated on Profit and Loss and the Balance Sheet. The numbers were the same as in the 4 month review.

In response to a question Mr Donnelly confirmed that there had been no change in accounting policies.

Cr Kelliher moved
Cr Robertson seconded

That the report be received.

Motion carried

Item 8 **Reports from Councillors**

Cr Croot – Otago Museum Planetarium opening

Cr Croot, with Crs Woodhead, Bell and Neill, attended the opening of the planetarium at Otago Museum. The function was well organised and well attended. Mention was made of the contribution by Otago councils to the facility, which was seen as a great asset for Otago.

Cr Bell

Transport update - Cr Bell chaired the combined Otago/Southland RTCs meeting held in Balclutha on 10 November. Matters discussed included:

- Visiting drivers – people applying for a visa to come to New Zealand will now have to do an on-line road code test before they can hire a rental car. To remind drivers to keep left: arrows painted on roads, information handed out by rental car companies, and reminder on GPS systems.
- Road safety – combined road safety committee, a subcommittee of RTC, to be established comprising Otago/Southland regional councils and TLAs with the exception of DCC.
- STEDs – Southland was concerned that three STEDs proposed for Otago had not been constructed, and the RTC meeting supported this work being carried out.
- Kawarau Falls Bridge – Cr Bell attended the function to mark the commencement of construction work. The growth of vehicle movements in Wakatipu basin was predicted to compound at 7% pa, and for this reason a second bridge over the Kawarau River would be investigated in five years.
- Bridges – Mr Harland suggested that the combined committee continue to press NZTA for widening work on the Beaumont and Lindis bridges.

Rabbit control – Investigation was under way by MPI and Landcare Research to release the Korean virus to control rabbit numbers, and ORC was contributing funding for the research. The virus was being trialled in Australia, and release in New Zealand was expected in Autumn 2017. Cr Bell considered that the research should be publicised, and Mr Bodeker and Mr MacLean were to follow up.

Cr Deaker – Ngai Tahu Hui-a-Iwi

Cr Deaker attended the discussion on water at the recent Ngai Tahu Hui-a-Iwi. Mark Solomon, Chair of Te Rūnanga o Ngai Tahu, emphasised that the top priority of iwi was not money but mana te wai, and iwi input on potable water supply was also very important. He was confident that at Waitangi Day next year the Prime Minister would make an announcement on shared management of water. Cr Deaker recommended to Councillors the opinion piece by journalist Audrey Young in the Otago Daily Times of 28 November in relation to water. Gail Tipa and Terry Broad, iwi representatives on ORC's 2010-13 Natural Resources Committee, and Edward Ellison, had commented positively on Ngai Tahu involvement with ORC in preparation of the Water Plan.

Cr Kempton – opening of Caversham Valley 4 laning

Cr Kempton had attended the opening of the Caversham Valley 4 laning and the Lookout Point Bridge. Environmental actions including the relocation of the native worm *peripatus*, and substantial native planting, were noted. The completion of the work improved the southern approach to the city, and freed vehicle movement into/out of the city.

Cr Kempton noted that RTC was satisfied that the Kawarau Falls bridge was in the right location, and forecast development in the Upper Clutha would be serviced by the second bridge.

PART D – MINUTES OF MEETINGS

- Item 9 **Recommendations of the Communications Committee meeting** held on 25 November 2015, for adoption

Cr Kempton moved
Cr Bell seconded

That the recommendations of the Communications Committee meeting held on 25 November 2015 be adopted.

Motion carried

- Item 10 **Recommendations of the Finance and Corporate Committee meeting** held on 25 November 2015, for adoption

Cr Shepherd moved
Cr Kelliher seconded

That the recommendations of the Finance and Corporate Committee meeting held on 25 November 2015 be adopted.

Motion carried

- Item 11 **Recommendations of the Policy Committee meeting** held on 25 November 2015, for adoption

Cr Robertson moved
Cr Deaker seconded

That the recommendations of the Policy Committee meeting held on 25 November 2015 be adopted.

Motion carried

Item 12 **Recommendations of the Regulatory Committee meeting held on 25 November 2015, for adoption**

Cr Neill moved
Cr Croot seconded

That the recommendations of the Regulatory Committee meeting held on 25 November 2015 be adopted.

Motion carried

Item 13 **Recommendations of the Technical Committee meeting held on 25 November 2015, for adoption**

Cr Brown moved
Cr Robertson seconded

That the recommendations of the Technical Committee meeting held on 25 November 2015 be adopted.

Motion carried

Item 13a **Recommendations of the meeting of the Combined Regional Transport Committees of the Southland and Otago Regional Councils held on 10 November 2015, for adoption**

Cr Bell moved
Cr Robertson seconded

That the recommendations of the meeting of the Combined Regional Transport Committees of the Southland and Otago Regional Councils held on 10 November 2015 be adopted.

Motion carried

PART E - EXCLUSION OF PUBLIC

Cr Woodhead moved
Cr Croot seconded

That the public be excluded from the following part of the proceedings of the meeting.

The general subject of the matters to be discussed while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific

grounds under Section 48(1)(a) of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

	<i>General subjects to be considered</i>	<i>Reason under LGOIMA for passing this resolution</i>	<i>Grounds under S.48 for the passing of this resolution</i>
<i>Item 14</i>	<i>Tenders received, Leith Flood Protection Scheme, Dundas Street to St David Street works.</i>	<i>To enable any local authority holding the information to carry on negotiations, without prejudice or disadvantage. (S7(2)(h))</i>	<i>S.48(1)(a)(i)</i>
<i>Item 15 – Councillors only</i>	<i>Recommendations of the Employment Committee meeting held on 28 October 2015, for adoption</i>	<i>To protect the privacy of natural persons. (S7(2)(a))</i>	<i>S.48(1)(a)(i)</i>

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act or Section 6 or Section 7 or Section 9 of the Official Information Act 1982 as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as shown above with respect to each item.

Motion carried

Following discussion of Items 14 and 15,

Cr Woodhead moved

Cr Kelliher seconded

That the meeting resume in open session.

Motion carried

The meeting closed at 12.09 pm



Chairperson