

Council Meeting - 20 February 2019 Attachments

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8.1.1. Council Minutes 12 Dec 2018.....2

Minutes of an ordinary meeting of Council held in the
Council Chamber, Philip Laing House on
Wednesday 12 December 2018, commencing at 1:00pm

Membership

Cr Stephen Woodhead	<i>(Chairperson)</i>
Cr Gretchen Robertson	<i>(Deputy Chairperson)</i>
Cr Graeme Bell	
Cr Doug Brown	
Cr Michael Deaker	
Cr Carmen Hope	
Cr Trevor Kempton	
Cr Michael Laws	
Cr Ella Lawton	
Cr Sam Neill	
Cr Andrew Noone	
Cr Bryan Scott	

Welcome

Cr Woodhead welcomed Councillors, media, members of the public, staff and Mr Peter Winder, Acting Director Environmental Monitoring and Operations to the meeting.

1. APOLOGIES

No apologies were advised.

2. LEAVE OF ABSENCE

No Leave of Absence.

3. ATTENDANCE

Sarah Gardner	<i>(Chief Executive)</i>
Nick Donnelly	<i>(Director Corporate Services)</i>
Tanya Winter	<i>(Director Policy, Planning and Resource Management)</i>
Gavin Palmer	<i>(Director Engineering, Hazards and Science)</i>
Peter Winder	<i>(Acting Director Environmental Monitoring and Operations)</i>
Sally Giddens	<i>(Director People and Safety)</i>
Ian McCabe	<i>(Executive Officer)</i>
Lauren McDonald	<i>(Committee Secretary)</i>
James Adams	<i>(Senior Policy Analyst) - Item 11.1</i>
Gerard Collings	<i>(Manager Support Services) Item 2.3</i>
Warren Hanley	<i>(Senior Resource Planner Liaison) Item 2.5</i>

4. CONFIRMATION OF AGENDA

The agenda was confirmed as tabled.

5. CONFLICT OF INTEREST

No conflicts of interest were advised.

6. PUBLIC FORUM

Mr Mark Preece, NZ King Salmon Ltd, - 11.2 New Zealand King Salmon Ltd Resource Consent applications for monitoring equipment.

Mr Preece advised he wished to provide clarification to the main drivers of the resource consent application; climate change and biosecurity. He commented that climate change had seen warming of water in Marlborough Sounds and this was the reason for researching new possible salmon farming sites through data collected from monitoring buoys on water temperature, wave height, current, marine life etc. He concluded by advising that NZ King Salmon Ltd were committed to biosecurity.

Mr Preece responded to questions of clarification from councillors.

Public Forum concluded at 1:37 pm.

7. PRESENTATIONS

No presentations were held.

8. CONFIRMATION OF MINUTES

Resolution

That the minutes of the (public portion of the) Council meeting held on 31 October 2018 be received and confirmed as a true and accurate record.

Moved: Cr Hope
Seconded: Cr Noone
CARRIED

9. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

Report	Action	Status
Delegations – Resource Management Act (Council 27/6/18)	An independent review of the Council’s consenting functions be undertaken That the Chief Executive prepares a brief on the requirements of the review for Council consideration	In progress
Zero Carbon Emission Bill – discussion document (Council 27/6/18)	That the submission is brought back to the next Policy Committee meeting	COMPLETED
Representation Review 2018 (Council 15/8/18)	That Council hear submissions on the recommended representation proposal. (on a date yet to be determined, but likely to coincide with the October 2018 committee round)	COMPLETED
Progressive Implementation Program (P.I.P.) for the NPSFM (Council 31/10/18)	That the Progressive Implementation Programme be publicly notified.	COMPLETED
Queenstown Transport Collaboration (Council 31/10/18)	That subject to the approval of Crs Lawton, Kempton and Woodhead as members of the Governance Group, Council authorises the Chief Executive to enter into an MOU to advance that collaboration and progress further development of a Collaborative Alliance agreement together with NZTA and QLDC	COMPLETED
Pest Management Plan and Biosecurity Strategy (Council 31/10/18)	That further consultation on the proposed pest management plan is undertaken by formally notifying the proposed pest management plan, to be publicly notified on 1 November 2018 for a period of six weeks, followed by a hearing of submissions received	COMPLETED

10. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

10.3. Chairperson's Report - December 2018

The report summarised the attendance by Cr Woodhead to the Mayoral Forum and other events attended since 31 October 2018.

Cr Laws left the meeting at 01:47 pm.

Resolution

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

Moved: Cr Scott
Seconded: Cr Hope
CARRIED

10.4. Chief Executive's Report - December 2018

The report summarised the key meetings attended by Mrs Gardner during the month of November 2018 with: Central Otago Wilding Control Group (Trust); PC6A leaders; Waitaki District Council executive and representatives on predator control across the Lake Wakatipu and Wanaka catchments. The report also detailed progress on the regional economic development strategy with key stakeholders.

Discussion included:

- improved messaging to water catchment groups for education and incentives for improved water quality compliance.
- partnering with MPI to streamline Health & Safety reporting across organisations to reduce the duplication and additional costs to groups such as the Wakatipu Wilding Conifer Control Group.

Cr Laws returned to the room at 1.53 pm.

Resolution

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

Moved: Cr Scott
Seconded: Cr Hope
CARRIED

11. MATTERS FOR COUNCIL DECISION

11.1. Making the proposed Regional Policy Statement Partially Operative

The paper recommended that the proposed Otago Regional Policy Statement (pORPS) be made partially operative, by approving:

- a. pORPS sections that have been granted consent orders; and,
- b. pORPS provisions that are not under challenge.

Staff in attendance: Ms Tanya Winter, Director Policy Planning and Resource Management; Mr James Adams, Senior Policy Analyst

Ms Winter and Mr Adams provided an overview to the RPS document and the reasoning for the staff recommendation to make the Otago RPS partially operative. It was agreed for a timeline for implementation to be brought to Council workshop in January 2019. (Ms Winter to action).

Cr Laws left the meeting at 2:02 pm.

Councillors expressed their thanks to the staff involved with the RPS and to the councillors on the Hearing Panel.

Resolution

That the Council:

- 1) **Makes the amendments to pORPS set out in Appendix 1**
- 2) **Approves** under clause 17(2) of the 1st Schedule to the Resource Management Act 1991 the amended pORPS attached as Appendix 1
- 3) **Approves** public notice being given on 19 December 2018 of part of the pORPS set out in Appendix 1 being approved and becoming operative on 14 January 2019.
- 4) **Revokes** sections of the operative RPS that are replaced by approved pORPS sections as set in Appendix 4.

Moved: Cr Robertson

Seconded: Cr Kempton

CARRIED

11.2. New Zealand King Salmon Ltd Resource Consent applications for monitoring equipment

The report provided detail to assist a Council decision on whether a request should be made to the Minister of Conservation (the Minister), due to national significance, to call in two Coastal Permit applications from New Zealand King Salmon Company Limited (King Salmon) for marine monitoring at two sites, each having an area of 3,600 hectare (7,200 ha in total), in accordance with Section 142 of the Resource Management Act 1991 (the Act).

Staff in attendance: Ms Tanya Winter, Director Policy, Planning and Resource Management; Mr Charles Horrell, Senior Consents Officer.

Mr Horrell provided an overview to the two coastal permit applications received for monitoring at two locations on the Otago coast, and for a decision to be made if the matter is of significance (at a national level) or if the process of the applications should remain at local government level. The staff recommendation was advised to process the applications at local government level, as the main reason to call in the coastal permit applications would be for consistency with regions where applications have been applied for.

Cr Lawton moved an additional motion for an explanatory letter to be written and shared with other councils and with the Minister of Conservation to be used a communication to the community about that point for standard processing.

It was agreed to replace the staff recommendation 2) **Accepts** the recommendation that the Council do not request that the Minister of Conservation call in the two Coastal Permit applications from New Zealand King Salmon Company Limited.

Resolution

That the Council:

- 1) **Receives** this report; and
- 2) **Council** process the two coastal permit applications from the New Zealand King Salmon Company Ltd for monitoring buoys.

Moved: Cr Deaker

Seconded: Cr Neill

CARRIED

11.3. Environmental Enhancement Fund (ECO Fund) - Shotover Wetland Committee

The report outlined the request for funding consider request for funding to restore, enhance and protect the Shotover River Confluence Swamp to improve its amenity and ecological values in the face of increasing development in the Shotover Country residential development.

Staff in attendance: Ian McCabe, Executive Officer of Ms Gloag, Manager Community Engagement

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves** Option 2: Use the remaining \$42,000 from the Environmental Enhancement Fund (EEF) to partially fund the project.

Moved: Cr Deaker

Seconded: Cr Brown

CARRIED

12. MATTERS FOR NOTING

12.1. Documents signed under Council's Seal March 2018 to December 2018

The report detailed the delegations which have been exercised under the official seal, during the period 3 February to 3 December 2018.

Resolution

That the report be noted.

Moved: Cr Laws

Seconded: Cr Scott

CARRIED

12.2. Work Plan for NPSFM process and Water Plan Review

The report provided a high-level overview of the work required in the next six months to commence the National Policy Statement Freshwater Management (NPSFM) process, including a full review of the Regional Plan: Water. The report was accompanied by a Communications plan to outline the strategy for the first six months of 2019. Appendix 1 outlined the key milestones, possible meeting dates for workshops and dates for when decisions would need to be made.

Cr Hope left at 2:46 pm and returned at 2:48 pm.

A request was made for an overlay of the additional catchment work underway to identify any gaps or date clashes. Ms Winter to action.

Resolution

That the Council:

- 1) **Endorses** the programme of work for the commencement of the NPSFM process, which incorporates a full review of the Regional Plan: Water attached as
Appendix 1 - Proposed Work Programme December 2018 – July 2019 for Implementing the Progressive Implementation Programme and Review of Regional Plan: Water.
- 2) **Notes** that any substantive changes to the programme will be brought back to Council.
- 3) **Notes that** a workshop on modes of engagement will be organised for early 2019.

Moved: Cr Scott
Seconded: Cr Woodhead
CARRIED

13. REPORT BACK FROM COUNCILLORS

Cr Robertson advised she had attended:

- ORBus 1 year celebration in Queenstown
- Kyeburn open day with Cr Bell - great community event.
- Manuherikia Catchment Day
- Central Government meeting with WDC Mayor, Gary Kircher re Network Waitaki with the Minister of Energy.
- 11- November Met with DCC Mayor Cull and DCC CE Sue Bidrose (as requested by Council) to discuss South Dunedin and combined approach on governance and discussion on the Waste Plan.

Cr Deaker - attended the Tertiary Transport Precinct Group meeting, inner city redevelopment group (Connecting Dunedin) meeting with Cr Noone also in attendance.

Cr Hope - attended the Omakau day, also has completed the judging of the Ballance Otago Farm Environmental Awards, also attended the Coastal Hazards workshop at WDC on 11 December.

Cr Brown - confirmed his attendance of the Coastal Hazard workshop. (Dr Palmer advised a report will be presented to the Technical Committee)

Cr Bell:

- 12-13 November - attended Environment Court hearing for Lindis in hearing in Cromwell on 12-13 November; attended Upper Clutha Area - (Mrs Aspinall, Arbuckle and Rudenklaue) had a look around that area.
- 26 November - met with Sam Leask at Ophir with Scott Liddell from the ORC Alexandra office re monitoring of the flood levels of the Manuherikia.
- Attended a Kyeburn/Maniatoto irrigation catchment group day, (Cr Robertson also in attendance), presentations from ORC staff which were well received.
- 4 December- visited a constituent in the Dunstan Road area with Dr Palmer, re the farmer's concern that local bore fields could potentially become contaminated by the re dairy farming in the area.
- visited farmers at the Manuherikia River, just above the Omakau bridge to hear their concerns on erosion and to look at the prospect of what may need to be done.
- Attended the Manuherikia Catchment day which provided an excellent opportunity for engagement and info sharing from the groups in working collaboratively.
- Rabbits - Cr Bell advised he had been contacted by a number of people re effectiveness of the K5 virus and seeking answers on the seeming lack of impact. Offer of help has come from local retired vet to complete autopsy work to assist on review of the virus effectiveness. He and others interested in receiving a report back from Landcare on the effectiveness of the K5 and the V2 viruses.

Cr Lawton advised she had attended:

- Upper Clutha Catchment group - highlights with the Lower Clutha catchment group meeting attended was the difference in the approach the groups take and interesting to hear the level of focus specifically on some farms re farm plans to assist highlight the value of some of the activities to undertaken and also the economic gain. Benefit in supporting them rather than telling them what to do.
- Arrowsmith Air Quality Group - she congratulated Deborah Mills of her involvement and support of the community work and that community is happy to support Air Plan and to work with them, (a good showcase for Council).
- meeting for Fiordland Marine guidelines interest in Otago work for marine pests, they have comprehensive plan around what they want to do - investigation on cleaning facilities in parts - want us to do this
- Guardians of Lake Wanaka - advised she would forward their report to councillors, which outlined the increasing awareness of impacts of urban development and land use change. She confirmed the Guardians of Lake Wanaka were appreciative of amount of engagement with ORC but that they remained concerned for intensive land use and the environmental effects.
- Arrowsmith Village Association for the bus loop and the impact on the Wakatipu Wilding Conifer group's workload due to Health & Safety reporting requirements (level of admin required).

The meeting adjourned at 3:08 pm and reconvened at 3:21 pm.

14. NOTICES OF MOTION

No Notices of Motion were advised.

15. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS HELD ON 28 AND 29 NOVEMBER 2018

15.1. Recommendations of the Policy Committee

Resolution

Recommendations of the Policy Committee held on 29 November 2018, for adoption.

Moved: Cr Robertson
Seconded: Cr Hope
CARRIED

15.2. Recommendations of the Regulatory Committee

Resolution

Recommendations of the Regulatory Committee held on 28 November 2018, for adoption.

Moved: Cr Scott
Seconded: Cr Neill
CARRIED

15.3. Recommendations of the Communications Committee

Resolution

Recommendations of the Communications Committee held on 28 November 2018, for adoption.

Moved: Cr Deaker
Seconded: Cr Hope
CARRIED

15.4. Recommendations of the Technical Committee

Resolution

Recommendations of the Technical Committee held on 28 November 2018, for adoption.

Moved: Cr Noone
Seconded: Cr Woodhead
CARRIED

15.5. Recommendations of the Public Portion of the Finance and Corporate Committee

Resolution

Recommendations of the public portion of the Finance and Corporate Committee held on 29 November 2018, for adoption.

Moved: Cr Brown
Seconded: Cr Noone
CARRIED

16. RESOLUTION TO EXCLUDE THE PUBLIC

Resolution

That the public be excluded from the following parts of the proceedings of this meeting, namely:

- *2.1 Provincial Growth Fund Application - Letter of Support*
- *2.2 Provincial Growth Fund - Letter of Support by ORC*
- *2.3 Council Corporate Designations*
- *2.4 ORC Head Office Building*
- *2.5 Port Otago Limited Annual Shareholders' Meeting - December 2018*
- *2.6 Dunedin Flood Protection Management Scheme Designations*

That for Item 2.4 that Mr Reagan Hall, Mr Niko Young (McCoy & Wixon); Ms Vanessa Cardswell (Warren & Mahoney); Mr Joff Riley and Mr David Booth (Feldspar) be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of their professional knowledge. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because the proposed site specifications.

Moved: Cr Woodhead

Seconded: Cr Brown

CARRIED

The meeting resumed in public session on the motion of Crs Woodhead and Hope, CARRIED.

17. CLOSURE

The meeting was declared closed at 05:39 pm.

Chairperson