



Minutes of an ordinary meeting of Council held in the  
Council Chamber on  
Wednesday 26 August 2020 at 1:00 pm

**Membership**

Cr Andrew Noone	<i>(Chairperson)</i>
Cr Michael Laws	<i>(Deputy Chairperson)</i>
Cr Hilary Calvert	
Cr Alexa Forbes	
Cr Michael Deaker	
Hon. Cr Marian Hobbs	
Cr Carmen Hope	
Cr Gary Kelliher	
Cr Kevin Malcolm	
Cr Gretchen Robertson	
Cr Bryan Scott	
Cr Kate Wilson	

**Welcome**

Chairperson Andrew Noone welcomed Councillors, members of the public and staff to the meeting at 1:02 p.m.

*For our future*

## **1. APOLOGIES**

There were no apologies. Councillor Hope and Cr Hobbs attended the meeting via electronic link.

## **2. ATTENDANCE**

Sarah Gardner	<i>(Chief Executive)</i>
Nick Donnelly	<i>(General Manager Corporate Services and CFO)</i>
Gavin Palmer	<i>(General Manager Operations)</i>
Richard Saunders	<i>(General Manager Regulatory)</i>
Gwyneth Elsum	<i>(General Manager Strategy, Policy &amp; Science)</i>
Amanda Vercoe	<i>(Executive Advisor)</i>
Liz Spector	<i>(Committee Secretary)</i>

Also in attendance: Eleanor Ross (Manager Communications Channels), Ryan Tippet (Media Communications Lead), Garry Maloney (Manager Transport), Letitia McRodden (Transport Planner), Steve Rushbrook (Harbourmaster), Lisa Hawkins (Team Lead RPS, Air and Coast), Tom De Pelsemaeker (Team Lead Freshwater and Land), Dolina Lee (Policy Analyst)

## **3. CONFIRMATION OF AGENDA**

The agenda was confirmed as published.

## **4. CONFLICT OF INTEREST**

No conflicts of interest were advised.

## **5. PUBLIC FORUM**

Duncan Faulkner, representing Guardians of Lake Dunstan (GoLD) spoke to the Council via electronic link about a lake management plan for Lake Dunstan. The Councillors asked questions and thanked Mr Faulkner for speaking.

## **6. PRESENTATIONS**

Mr Dan Coup (CEO QE II National Trust) and Robin Thomas (QE II National Trust Regional Representative - Coastal Otago) presented to the Councillors about the Trust's work to preserve the natural and cultural heritage of New Zealand and responded to questions. Cr Noone thanked them for attending the meeting.

## **7. CONFIRMATION OF MINUTES**

### **Resolution**

*That the minutes of the Council meeting held on 12 August 2020 be received and confirmed as a true and accurate record, with or without changes.*

Moved: Cr Wilson  
Seconded: Cr Laws  
CARRIED

## **8. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)**

Councillors reviewed the outstanding actions with staff. No updates were noted.

## 9. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

### 9.1. Chairperson's Report

Cr Noone reviewed the Chairperson's Report and responded to questions from Councillors. Chief Executive Sarah Gardner reviewed the CE report and responded to questions from Councillors. After discussion of the two reports, Cr Wilson moved:

#### Resolution

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

Moved: Cr Wilson

Seconded: Cr Forbes

CARRIED

*Cr Laws left the meeting at 02:08 pm.*

*Cr Laws returned to the meeting at 02:11 pm.*

*Cr Calvert left the meeting at 02:11 pm.*

*Cr Calvert returned to the meeting at 02:18*

## 10. MATTERS FOR COUNCIL DECISION

### 10.1. Governance: Review of ORC Decision Making Structure

The report was provided in response to a review of the ORC committee structure and membership of those committees, as agreed when the initial decision-making structure was adopted on 13 November 2019.

Amanda Vercoe (Executive Advisor) spoke to the report and responded to questions. Ms Vercoe noted due to implications of the proposed structure, an additional .5 FTE governance support staff person would be necessary. The Councillors acknowledged Ms Vercoe's statement.

Cr Hobbs then moved, seconded by Cr Malcolm:

#### Resolution

*That the Council:*

- 1) **Receives** this report.
- 2) **Agrees** to establish the following Committees: Data and Information, Implementation, and Governance, Communications and Engagement.
- 3) **Agrees** to disestablish the Infrastructure Committee.
- 4) **Agrees** to appoint Cr Michael Deaker as an alternate representative to the Joint Transport Committee.
- 5) **Agrees** that in the interests of maintaining flexibility, rather than setting out specific portfolios to be filled, councillors will continue to be engaged for specific roles in areas of interest and expertise, as needs and opportunities arise.
- 6) **Agrees** to disestablish the Portfolio Action Working Group as a result of recommendation 5.
- 7) **Agrees** to disestablish the Communications Working Group based on having a Committee for Governance, Communications and Engagement.

- 8) **Notes** the agreed freshwater management unit and rohe liaisons will slot into the governance process for the Land and Water Regional Plan.
- 9) **Agrees** to add Councillors Alexa Forbes, Marian Hobbs and Carmen Hope to Mana to Mana membership.
- 10) **Agrees** to appoint Councillor Michael Deaker to the Tertiary Precinct Planning Group.
- 11) **Agrees** to appoint Councillor Kate Wilson to the Dunedin Tracks Network Trust, Cr Scott as alternate
- 12) **Agrees** to adopt the updated Terms of Reference for the new committee structure, outlined in the attached "Committee Structure, Membership Representation" booklet.
- 13) **Agrees** to adopt the attached Schedule of Council and Committee Meetings 2020/21.
- 14) **Agrees** to appoint Cr Wilson as an alternate to Connecting Dunedin and Way to Go subject to confirmation from those external groups.

Moved: Cr Hobbs  
 Seconded: Cr Malcolm  
 CARRIED

## **10.2. Queenstown Transport Mode Shift**

The report sought Council endorsement of the proposed Queenstown Lakes Mode Shift Plan - Better Ways to Go which outlines how the Way to Go partnership will achieve a shift away from the private car as the dominant mode of transport for key journeys across the Queenstown Lakes District with an emphasis on the Wakatipu Basin.

Garry Maloney (Manager Transport), Robert Woods (NZTA), Leticia McRodden (Public Transport Planner), and Gavin Palmer (GM Operations) spoke to the report and responded to questions. Following discussions about the report and plan, Cr Calvert moved:

### **Resolution**

*That the Council:*

- 1) **Receives** this report.
- 2) **Endorses** the Queenstown Lakes Mode Shift Plan - Better Ways to Go.

Moved: Cr Calvert  
 Seconded: Cr Wilson  
 CARRIED

## **10.3. Transfer of Maritime Responsibilities and Navigation Safety Bylaw**

This report sought approval of the transfer of maritime responsibilities from Central Otago District Council to Otago Regional Council and adoption of proposed amendments to the Otago Regional Council Navigation Safety Bylaw 2019.

Steve Rushbrook (Harbourmaster) and Richard Saunders (GM Regulatory) spoke to the report and responded to questions.

Cr Calvert moved the following resolution, seconded by Cr Wilson.

### **Resolution**

*That the Council:*

- 1) **Receives** this report.
- 2) **Agrees that** the benefits of the proposed transfer of maritime responsibilities from CODC to ORC outweigh any negative impacts of the proposal.
- 3) **Approves** the transfer of maritime responsibilities from CODC to ORC, as recommended by the Hearing Panel.
- 4) **Approves** the affixing of the common seal to the transfer agreement, with a commencement date of 1 September 2020. This resolution is subject to Central Otago District Council executing the Transfer Deed.
- 5) **Approves** the proposed amendments to the Otago Regional Council Navigation Safety Bylaw 2019, as recommended by the Hearings Panel, with a commencement date of 1 September 2020. This resolution is subject to Central Otago District Council executing the Transfer Deed.
- 6) **Approves** the affixing of the common seal to the amended Otago Regional Council Navigation Safety Bylaw 2019. This resolution is subject to Central Otago District Council executing the Transfer Deed.

Moved: Cr Calvert

Seconded: Cr Wilson

CARRIED

#### **10.4. Electoral System for 2022 and 2025 Local Body Elections**

The report was provided to fulfil obligations under the Local Electoral Act 2001 related to voting systems for local body elections for 2022 and 2025.

Amanda Vercoe (Executive Advisor) spoke to the report and responded to questions. Cr Laws suggested to poll constituents asking for their preferred voting method for 2025, submitted with ballot papers for the 2022 local body elections. Councillors agreed with this suggestion and Cr Laws moved the following resolution, seconded by Cr Hobbs:

#### **Resolution**

*That the Council:*

- 1) **Receives** this report.
- 2) **Agrees** to retain FPP for the 2022 election.
- 3) **Agrees** to signal an intention to hold a poll with the 2022 election to consider the voting method for the 2025 election, noting there will be an additional expense to conduct this poll.
- 4) **Notes** a public notice will be made prior to 19 September 2020 advising of the right of electors to demand a poll on the electoral system for the 2022 and 2025 elections.

Moved: Cr Laws

Seconded: Cr Hobbs

CARRIED

Cr Noone adjourned the meeting for a 15-minute break.  
The meeting resumed after a 15-minute break.

#### **10.5. Action for Healthy Waterways**

This report was provided to give an overview of the new regulations for freshwater management and to outline the key implications of these new regulations for the ORC.

Tom De Pelsemaeker (Team Lead Freshwater and Land) and Gwyneth Elsum (GM Strategy, Policy and Science) spoke to the report and responded to questions. Joanna Gilroy (Manager Consents) and Richard Saunders (GM Regulatory) then spoke to the attachment which was provided to give an overview of immediate resourcing implications of the new regulations on the ORC regulatory team and to seek approval for unbudgeted recruitment of staff. Ms Gilroy and Mr Saunders also responded to questions from Councillors.

Cr Noone moved to note the paper submitted by Mr De Pelsemaeker and Cr Kelliher seconded:

#### **Resolution**

*That the Council:*

- 1) **Notes** this report.

Moved: Cr Noone

Seconded: Cr Kelliher

CARRIED

Following further discussions on the request for additional full-time employees for the Regulatory group, Cr Hobbs moved the following, seconded by Cr Forbes:

#### **That the Council:**

- 1) **Receives** this report.
- 2) **Approves** the recruitment of an additional 16 full-time employees into the Regulatory group in response to the National Environmental Standards for Freshwater.
- 3) **Notes** that the indicative costs of approximately \$500,000 for the additional full-time employees for the balance of the 2020/21 year are not included in the 2020/21 budget.
- 4) **Notes** that staff will present a further assessment of the long term requirements for resourcing as part of the Long Term Plan process.

Moved: Cr Hobbs

Seconded: Cr Forbes

CARRIED

Councillor Wilson sat back from voting on this item due to a potential conflict of interest.

## 10.6. NPSFM Implications for RPS

This report provided Council with an overview of the implications the new NPSFM for the RPS programme and outlined implications for the current work programme.

Lisa Hawkins (Team Lead RPS, Air and Coast) and Gwyneth Elsum (GM Strategy, Policy and Science) spoke to the report and responded to questions. Following extensive discussion, Cr Hobbs moved the following, seconded by Cr Laws:

### Resolution

#### That the Council:

- 1) **Receives** this report.
- 2) **Notes** the new and additional requirements for Regional Policy Statements to develop freshwater visions for each FMU (or part of FMU) in conjunction with tangata whenua and the community.
- 3) **Provides direction** to staff to reconcile the work programme and the Ministers' recommendation with the new NPSFM requirements; and
- 4) **Agrees** to complete a full engagement process for FMU Freshwater Visions and seek Minister's approval to delay notification of the RPS as per Option D of the paper.
- 5) **Directs** the Chair to:
  - a. write to Minister Parker to request an extension of time to 30 June 2021 to notify the RPS.
  - b. Include Council's direction on the RPS Programme in the next scheduled update report to the Minister due in October 2020.

Moved: Cr Hobbs

Seconded: Cr Laws

CARRIED

## 11. MATTERS FOR NOTING

### 11.1. Submission on Plan Change 8

ORC's proposed Plan Change 8 to the Regional Plan: Water for Otago was called-in by the Minister of the Environment on 9 April 2020 and was notified by the Environmental Protection Authority (EPA) on 6 July 2020. The period for lodging submissions with EPA on the plan change closed Monday, 17 August 2020. As a result of feedback received at public meetings and Q&A sessions, ORC staff prepared a technical submission on Plan Change 8, proposing amendments to some of its provisions in order to provide more clarity and certainty to Plan users and contribute to achieving the outcomes sought by the new NPS-FM.

Dolina Lee (Policy Analyst) and Gwyneth Elsum (GM Strategy, Policy and Science) spoke to the report and responded to questions. Following discussions, Cr Wilson moved the following, seconded by Cr Deaker:

### Resolution

*That the Council:*

- 1) **Notes** the attached staff submission to Proposed Plan Change 8 to the Regional Plan: Water for Otago.

Moved: Cr Wilson  
Seconded: Cr Deaker  
CARRIED

### **11.2. Resource Management Review Report**

This report was provided to update Council on outcomes from the Resource Management review which was initiated in July 2019 by the Minister for the Environment, Hon. David Parker. The final recommendations of the Resource Management Review Panel were released on 29 July 2020.

Tom De Pelsemaeker (Team Lead Freshwater and Land) and Gwyneth Elsum (GM Strategy, Policy and Science) were present to respond to questions about the report. Cr Laws asked if ORC Councillors received the report from the Minister as was provided to territorial authority Councillors. Chief Executive Gardner said Cr Noone and she had both received the report and she had forwarded a link to the report to all Councillors. Following further discussion, Cr Wilson moved:

#### **Resolution**

*That the Council:*

- 1) **Notes** this report.
- 2) **Notes** that any changes as a result of the review will require significant investment by all local authorities.

Moved: Cr Wilson  
Seconded: Cr Forbes  
CARRIED

### **11.3. Documents signed under Council Seal**

The Councillors noted the report which was provided to update them on delegations requiring application of the Council Seal during the previous period. Cr Wilson moved:

#### **Resolution**

*That the Council:*

- 1) **Receives** this report.

Moved: Cr Wilson  
Seconded: Cr Scott  
CARRIED

## **12. REPORT BACK FROM COUNCILLORS**

Crs Wilson, Forbes and Kelliher updated the Council on meetings and events they had attended during the previous month.



### 13. CLOSURE

There was no further business and Chairperson Noone declared the Council meeting closed at 04:44 pm.

  
Chairperson Andrew Noone

30 Sept 2020  
Date