



Minutes of an ordinary meeting of Council held in the
Waitaki District Council Chamber, Oamaru on
Wednesday 24 March 2021 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 Noone welcomed Councillors, members of the public and staff to the meeting at 1.00 p.m.

Staff present included: Sarah Gardner (Chief Executive), Gwyneth Elsum (GM Strategy, Policy and Science), Gavin Palmer (GM Operations), Amanda Vercoe (Executive Advisor), Dianne Railton and Liz Spector (Governance Support), Eleanor Ross, Ryan Tippet, Mike Roesler, and via Zoom: Nick Donnelly (GM Corporate Services), Sean Geary, Anita Dawe, Joanna Gilroy, Anne Duncan and Warren Hanley.

1. APOLOGIES

Resolution

That the apology for Cr Robertson be accepted.

Moved: Cr Noone

Seconded: Cr Hope

CARRIED

2. PUBLIC FORUM

No public forum was held.

3. CONFIRMATION OF AGENDA

A late paper was received on Delegations COVID-19 Recovery (Fast-Tracking Consenting) Act 2020.

Chair Noone moved:

Resolution

That the report Delegations COVID-19 Recovery (Fast-Tracking Consenting) Act 2020 be added to the agenda.

Moved: Cr Noone

Seconded: Cr Wilson

CARRIED

4. CONFLICT OF INTEREST

No conflicts of interest were advised.

5. CONFIRMATION OF MINUTES

Resolution

That the minutes of the (public portion of the) Council meeting held on 24 February 2021 be received and confirmed as a true and accurate record.

Moved: Cr Hobbs

Seconded: Cr Wilson

CARRIED

6. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

The outstanding Actions were reviewed.

7. MATTERS FOR CONSIDERATION

7.1. Long-term Plan 2021-31 Consultation Document and Supporting Information

The report was provided to seek Council's approval of the consultation document and supplementary information supporting the draft Long-term Plan 2021-31. Mike Roesler (Manager Corporate Planning and Nick Donnelly (GM Corporate Services) were present to speak to the report and respond to questions.

Cr Malcolm thanked the Chief Executive and GM Corporate Services and staff for the work undertaken on the Long-term Plan. After further discussion, Cr Malcolm moved:

Resolution

That the Council:

- 1) **Approves** the signing of the Audit representation letter by the Chair.

Moved: Cr Malcolm

Seconded: Cr Hope

CARRIED

Resolution

That the Council:

- 1) **Notes** the independent Auditor's Report on the "Have Your Say on Our Future – 2021-2031 Long-term Plan Consultation Document" will be provided following their receipt of the Audit Representation Letter and Council's approval of the Consultation Document.

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Resolves**, on the basis of the independent auditor's report, that the 'Have Your Say On Our Future – 2021-2031 Long-term Plan Consultation Document' will achieve the purpose of providing an effective basis for public participation in deciding a Long-term Plan and in accordance with sections 93B and 93C of the Local Government Act 2002.

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Adopts** the Draft Long-term Plan 2021-31 supplementary information that is relied on for the content of the 'Have Your Say On Our Future – 2021-2031 Long-term Plan Consultation Document' in accordance with section 93G of the Local Government Act 2002.

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Notes** that revised Council 'Fees and charges' are attached to this report and included as supplementary information to the 'Have Your Say On Our Future – 2021-2031 Long-term Plan Consultation Document'

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Adopts** for public consultation the Draft Revenue and Financing Policy and associated information summarising changes to this policy as provided in the Have your say on Our Future – 2021-2031 Long-term Plan Consultation Document'

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Approves** the inclusion of any final changes to the 'Have Your Say On Our Future – 2021-2031 Long-term Plan Consultation Document' as directed by the external audit process and as tabled separately to this report at the 24 March 2021 Council meeting.

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

Resolution

That the Council:

- 1) **Approves** the inclusion of any final changes to the 'Have Your Say on Our Future – 2021-2031 Long-term Plan Consultation Document' as directed by the external audit process and as tabled separately to this report at the 24 March 2021 Council meeting, noting that Option 3 for Lake Hayes is to be included in the table.

Moved: Cr Malcolm

Seconded: Cr Deaker

CARRIED

7.2. Port Otago Constitution

The report was provided for Council to approve the Constitution of Port Otago Limited and revised Guidelines for the Appointment of Directors to Port Otago Limited. Nick Donnelly was present to speak to the report and respond to questions.

Following discussion on the Port Otago Guidelines and the Constitution, Cr Calvert moved:

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves** the proposed Constitution of Port Otago Limited.
- 3) **Approves** the proposed Guidelines for Appointment of Directors to Port Otago Limited.

Moved: Cr Calvert
Seconded: Cr Malcolm
CARRIED

7.3. ORC Submission on Climate Change Commission's Report

The report was provided to request that Council approve a submission from Otago Regional Council (ORC) on He Pou a Rangi/the Climate Change Commission's (the Commission) '2021 Draft Advice for Consultation' document (the draft advice). Gwyneth Elsum (GM Strategy, Policy & Science), Anne Duncan (Manager Strategy) and Warren Hanley (Senior Resource Planner Liaison) were present to speak to the report and respond to questions.

Cr Hobbs sat back due to a possible conflict of interest.

There was discussion on the draft submission that was prepared following a Council workshop 9 March 2021. Cr Forbes expressed her disappointment with the submission content. Following further discussion, the submission will be revised to follow the direct format and a copy of the final submission will be circulated to Councillors.

Resolution

That the Council:

- 1) **Directs** staff to follow the direct format with the knowledge that we have now within our strategic directions and existing plans.

Moved: Cr Calvert
Seconded: Cr Forbes
CARRIED

Resolution

That the Council:

- 1) **Approves** that a finalised version of the submission on the draft advice is, subject to any changes required by Council, signed under delegation by the ORC Chairman and lodged.

Moved: Cr Noone
Seconded: Cr Deaker
CARRIED

Cr Malcolm, Cr Kelliher, Cr Laws requested their votes be recorded as against the motion.

Cr Hobbs rejoined the meeting.

7.4. RMA s27 Six Monthly Report to the Minister

The report was provided to present, for adoption by Council, the third progress report to the Minister for the Environment, in accordance with section 27 of the Resource Management Act 1991 in relation to the recommendations made under section 24A of the Resource Management Act 1991.

Following discussion, Cr Hope moved:

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves** the third report to the Minister for the Environment, that reports on progress against the recommendations contained in his letter of 18 November 2019; and
- 3) **Notes** that the next report will be required to be provided by 30 September 2021.

Moved: Cr Hope
Seconded: Cr Hobbs
CARRIED

7.5. Proposed Deed for Building Consent Authority Transfer

The report was provided for Council to approve the Agreement transferring the Building Consent Authority functions in relation to 'large dams' to Environment Canterbury. Joanna Gilroy (Manager Consents) and Charles Horrell (Consents) were present via Zoom to speak and respond to questions.

Following discussion, Cr Calvert moved:

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves** the affixing of the common seal to the transfer agreement subject to Environment Canterbury executing the Transfer Agreement.
- 3) **Approves** the variations to the existing transfer agreements with Southland and West Coast Regional Councils to ensure consistency with the transfer of functions to Environment Canterbury.

- 4) **Approves** the affixing of the common seal to the variation to the transfer agreements subject to Environment Southland and West Coast Regional Council executing the Transfer Agreements.

Moved: Cr Calvert
Seconded: Cr Hope
CARRIED

Cr Kelliher requested his vote be recorded as against the motion.

7.6. Local Government New Zealand Annual Conference 2021 Attendance

The purpose of the report was to determine ORC representation at the Local Government New Zealand 2021 conference. Chair Noone said that Crs Malcolm and Wilson were to attend last year but the conference was cancelled due to COVID-19. Cr Laws questioned the cost and benefit of the LGNZ membership and attending the conference. Ms Gardner responded that both membership and attendance at the conference it is a valuable connection for ORC.

Cr Scott moved and Cr Noone seconded:

That the Council:

- 1) **Receives** this report.
- 2) **Nominates** Cr Malcolm, Cr Noone and Cr Wilson as ORC Councillor representatives to attend the 2021 LGNZ conference.

Following discussion, Cr Calvert moved an amendment seconded by Cr Hope:

That the Council:

- 1) **Requests** that the attendees report back on the conference to the next Governance, Comms and Engagement Committee meeting.

Moved: Cr Calvert
Seconded: Cr Hope
CARRIED

Then amendment carried and the substantive motion became:

That the Council:

- 1) **Receives** this report.
- 2) **Nominates** Cr Malcolm, Cr Noone and Cr Wilson as ORC Councillor representatives to attend the 2021 LGNZ conference.
- 3) **Requests** that the attendees report back on the conference to the next Governance, Comms and Engagement Committee meeting.

Moved: Cr Scott
Seconded: Cr Noone
CARRIED

Cr Laws requested his vote to be recorded as against the motion.

7.7. Delegations COVID-19 Recovery (Fast Track Consenting) Act 2020

This report was provided to amend Council's Delegation Manual to provide delegation to make nominations on membership of Expert Consenting Panels for projects being considered under the COVID-19 Recovery (Fast-Track Consenting) Act 2020. Joanna Gilroy (Consents Manager) was present via Zoom to speak and respond to questions.

Cr Scott returned to the meeting at 02:59 pm.

After questions and discussion of the report, Cr Wilson moved:

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves** the delegation to make recommendations for panel members under the COVID-19 Recovery (Fast-Track Consenting) Act 2020 to the Chair of the Council.
- 3) **Approves** the Chief Executive to amend the Council's Delegations Manual to include the recommended addition.

Moved: Cr Wilson
Seconded: Cr Malcolm
CARRIED

8. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS

8.1. Recommendations of the Finance Committee

Resolution

That the Council adopts the resolutions of the 24 February 2021 Finance Committee.

Moved: Cr Hope
Seconded: Cr Wilson
CARRIED

Resolution

8.2. Recommendations of the Data and Information Committee

Resolution

That the Council adopts the resolutions of the 10 March 2021 Data and Information Committee.

Moved: Cr Wilson
Seconded: Cr Calvert
CARRIED

A further recommendation was made by Cr Wilson:

Resolution

That Council refer the report on Groundwater State of Environment to Strategy and Planning Committee for advice on where there are issues highlighted in the Discussions and Recommendations section of the report what action if any staff doing to rectify the situation.

Moved: Cr Wilson
Seconded: Cr Calvert
CARRIED

*The meeting was adjourned at 3.10 p.m. for a short break.
The meeting reconvened at 3.30 p.m.*

8.3. Recommendations of the Implementation Committee

Cr Forbes left the meeting at 03:29 pm.

Resolution

That the Council adopts the resolutions of the 10 March 2021 Implementation Committee.

Cr Forbes returned to the meeting at 03:30 pm.

Moved: Cr Hope
Seconded: Cr Scott
CARRIED

Resolution

That the Council adopts the resolutions of the 10 March 2021 Implementation Committee.

8.4. Recommendations of the Regulatory Committee

Resolution

That the Council adopts the resolutions of the 11 March 2021 Regulatory Committee.

Moved: Cr Kelliher
Seconded: Cr Noone
CARRIED

8.5. Recommendations of the Otago and Southland Transport Committee

Dr Palmer provided a brief transport update to Council.

Resolution

That the Council adopts the resolutions of the 22 February 2021 Otago and Southland Transport Committee.

Moved: Cr Wilson
Seconded: Cr Forbes
CARRIED

9. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

9.1. Chairperson's Report

There was discussion on Three Waters and the meetings for the future of South Dunedin. Ms Gardner provided a brief update on Three Waters. Chair Noone will have further discussion with Ms Gardner and Dr Palmer on ORC's involvement with the Future of South Dunedin meetings.

Resolution

That the Chairperson's report be received.

Moved: Cr Wilson

Seconded: Cr Hope

CARRIED

9.2. Chief Executive's Report

Resolution

That the Chief Executive's report be received.

Moved: Cr Calvert

Seconded: Cr Hope

CARRIED

Cr Laws returned to the meeting at 04:16 pm.

10. NOTICES OF MOTION

10.1. Notice of Motion - Investigate resource needs and timeline for possible collaborative development of an Otago Harbour Plan with ORC, DCC, Port Otago and Community Input

Cr Hope left the meeting at 04:18 pm.

In accordance with Standing Order 27.1, Cr Bryan Scott submitted the following Notice of Motion for inclusion on the agenda of the Council Meeting held on 24 March 2021.

Following discussion, Cr Scott moved:

Recommendation

That the Council:

- 1) **Request** staff to report back before completion of the LTP process on timeline and resourcing needs for collaborative development of an Otago Harbour Plan with ORC, DCC, Port Otago, iwi and community input.

Moved: Cr Scott

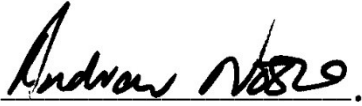
Seconded: Cr Wilson

CARRIED

Cr Hope returned to the meeting at 04:20 pm.

11. CLOSURE

There was no further business and Chairperson Noone declared the meeting closed at 4:44 pm.



Chairperson

27 May 2021

Date