

## Council MINUTES

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**Minutes of an ordinary meeting of the Otago Regional Council held in the Council Chamber, Level 2 Philip Laing House, 144 Rattray Street, Dunedin on Wednesday 26 July 2023, commencing at 10:00 AM.**

**PRESENT**

Cr Gretchen Robertson (online)     *(Chairperson)*  
Cr Lloyd McCall (online)           *(Deputy Chairperson)*  
Cr Alexa Forbes (online)           *(Acting Chairperson)*  
Cr Gary Kelliher  
Cr Michael Laws (online)  
Cr Kevin Malcolm  
Cr Tim Mepham  
Cr Andrew Noone  
Cr Bryan Scott  
Cr Alan Somerville  
Cr Elliot Weir (online)  
Cr Kate Wilson (online)

## 1. WELCOME

Councillor Noone welcomed Councillors, members of the public and staff to the meeting at 10:01 am and asked Chair Robertson to open the meeting with a karakia. Staff present included Pim Borren, (GM Transport) (online), Nick Donnelly (GM Corporate Services), Anita Dawe (GM Policy and Science), Joanna Gilroy (Acting GM Regulatory), Gavin Palmer (GM Operations), Richard Saunders (Chief Executive) (online), Amanda Vercoe (GM Governance, Culture and Customer), Trudi McLaren and Kylie Darragh (Governance Support), Tom De Pelsemaeker (Team Leader Freshwater and Land), Tom Dyer (Manager Science), Jo Galer (Manager Comms and Marketing), Francisco Hernandez (Principal Advisor Climate Change), Andrea Howard (Manager Executive Advice), Kate Pettit (Senior Advisor Strategic Engagement).

Chairperson Robertson moved that Councillor Noone take the Chair, due to attending the meeting online.

**Moved: Cr Robertson Moved, Cr Wilson Seconded**

*That Cr Noone take the Chair for the meeting.*

**MOTION CARRIED**

## 2. APOLOGIES

No apologies were received.

## 3. PUBLIC FORUM

Pierre Marasti, representing Extinction Rebellion spoke to the Councillors about climate change. Following questions by Councillors, Cr Noone thanked him for attending the meeting.

## 4. CONFIRMATION OF AGENDA

Cr Robertson requested to move Section 10 – Chief Executive's Report before Section 8 - Matters for Consideration, and that Paper 8.4 - Further Policy Guidance for developing the Land and Water Regional Plan: Gravel Extraction, Drinking Water and Wetlands be considered first under Matters for Consideration.

**Moved: Cr Noone, Cr Somerville Seconded**

*That Item 10 Chief Executive's Report be considered the first item of business, followed by Item 8.4 Further Policy Guidance for developing the Land and Water Regional Plan: Gravel Extraction, Drinking Water and Wetlands.*

**MOTION CARRIED**

## 5. DECLARATIONS OF INTERESTS

No changes to Councillor Declarations of Interests were noted.

## 6. CONFIRMATION OF MINUTES

**Moved: Cr Noone Moved, Cr Somerville Seconded**

*That the minutes of the (public portion of the) Council meeting held on 28 June 2023 be received and confirmed as a true and accurate record.*

**MOTION CARRIED**

## 7. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

Councillors reviewed the open actions from resolutions of the Committee. No changes were noted.

**NOTE: Item 10.2 was taken following Item 7**

## 8. MATTERS FOR CONSIDERATION

**NOTE: Item 8.4 was taken before Item 8.1**

### 8.1. Updated Elected Member Remuneration Determination 2023/24

This report was provided to note the 2023/24 Local Government Member Remuneration Determination. The Remuneration Authority (the Authority) has undertaken its annual review of elected members' remuneration and allowances and issued its determination for local government elected members which applies from 1 July 2023 until 30 June 2024.

### Resolution CM23-189: Cr Noone Moved, Cr Kelliher Seconded

*That the Council:*

- 1) **Notes** this report.
- 2) **Notes** the Remuneration Authority's Local Government Members Determination 2023/24.
- 3) **Adopts** the Councillor Expenses, Reimbursements and Allowances Policy for 2023 (with no changes).

**MOTION CARRIED**

### 8.2. Submission on Climate Change Commission's Advice

The purpose of this report was to note a submission from Otago Regional Council on He Pou a Rangi/The Climate Change Commission's (the Commission) "2023 Draft Advice for Consultation" document lodged on 20 June 2023

### Resolution CM23-190: Cr Wilson Moved, Cr Somerville Seconded

*That the Council:*

- 1) **Notes** this report.
- 2) **Notes** the submission to the Climate Change Commission. (Attachment 1)
- 3) **Notes** that the Commission's final advice is due on 31 December 2023

**MOTION CARRIED**

### **8.3. ORC Submission on Stock Exclusion Rules proposed amendment**

The purpose of this report was to provide Council a copy of the recently lodged Otago Regional Council (ORC) submission on the Ministry for the Environment's (MfE) 'stock exclusion rules amendment' consultation.

#### **Resolution CM23-191: Cr Scott Moved, Cr Mepham Seconded**

*That the Council:*

- 1) **Notes** this report;
- 2) **Notes** the ORC submission lodged on 16 July 2023 with the Ministry for the Environment.

#### **MOTION CARRIED**

### **8.4. Further Policy Guidance for developing the Land and Water Regional Plan: Gravel Extraction, Drinking Water and Wetlands (Note: Item 8.4 was taken before Item 8.1)**

The purpose of this paper was to provide Council with a summary of the feedback and policy guidance on a discrete set of region wide issues obtained from Councillors and Iwi representatives during Environmental Science and Policy (ESP) Committee workshops. This feedback and policy guidance will inform the development of the proposed Land and Water Regional Plan (pLWRP).

*Cr Scott left the meeting at 10:51 am*

*Cr Scott returned to the meeting at 10:53 am*

Following discussion of the report, the following motions were made:

#### **Resolution CM23-192: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 1) **Notes** this report;

#### **MOTION CARRIED**

#### **Resolution CM23-193: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 2) **Notes** the policy guidance received by the Governance Group and the Environmental Science and Policy Committee for:
  - a) managing gravel extraction;
  - b) providing for the protection of sources of human drinking water; and
  - c) managing wetlands.

#### **MOTION CARRIED**

#### **Resolution CM23-194: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 3) **Adopts** the staff recommendation to establish drinking water intake protection zones in the pLWRP for all registered drinking water supplies as shown on the map included in Attachment 4, as follows:
  - a) For a human drinking water supply from an aquifer – the area within a 20-metre radius from the location of the bore.

- b) *For a human drinking water supply from a river (or connected groundwater) – the area extending 5-metres into land from the river’s edge over a reach that encompasses 1000m upstream and 100m downstream from any surface water or directly connected groundwater take.*
- c) *For a human drinking water supply from a lake (or connected groundwater) – the area within a 500m radius of any surface water or directly connected groundwater take from a lake.*

**MOTION CARRIED**

A division was called:

**Vote**

For:	Cr Forbes, Cr Malcolm, Cr McCall, Cr Mepham, Cr Noone, Cr Scott, Cr Somerville, Cr Weir, Cr Wilson and Cr Robertson
Against:	Cr Kelliher and Cr Laws
Abstained:	Nil

*Cr McCall left the meeting at 11:03 am.*

*Cr McCall returned to the meeting at 11:23 am.*

**Resolution CM23-195: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 4) **Directs** staff to draft policy for consultation that establishes the following controls on wetlands not covered by the NES-F:
  - i. *Control particularly damaging activities, such as cultivation and earthworks, wide-spread herbicide use, inundation, and drainage. Stock access to these areas, other than for intensive winter grazing, would not be controlled.*
  - ii. *include wetlands and naturally wet areas in the definition of critical source areas. This would have the effect of excluding these areas from intensive winter grazing, cultivation, draining and requiring their management through Fresh Water Farm Plans.*

**MOTION CARRIED**

A division was called:

**Vote**

For:	Cr Forbes, Cr Malcolm, Cr McCall, Cr Mepham, Cr Noone, Cr Scott, Cr Somerville, Cr Weir, Cr Wilson and Cr Robertson
Against:	Cr Kelliher and Cr Laws
Abstained:	Nil

**Resolution CM23-196: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 5) **Directs** staff to draft policy for consultation to exclude heavy stock (including horses) from natural inland wetlands.

**MOTION CARRIED**

*Cr McCall left the meeting at 12:03 pm.  
 Cr Weir left the meeting at 12:20 pm.  
 Cr Mephram left the meeting at 12:21 pm.  
 Cr Mephram returned to the meeting at 12:22 pm.  
 Cr Forbes left the meeting at 12:23 pm.  
 Cr McCall returned to the meeting at 12:24 pm*

**8.5. SPS2320 Amendment to ToR for LWRP Governance Group**

The purpose of this paper was to note this report and adopt the amended Terms of Reference (ToR) for the Land and Water Regional Plan Governance Group (GG).

**Resolution CM23-197: Cr Scott Moved, Cr Noone Seconded**

*That the Council:*

- 1) **Notes** this report.
- 2) **Adopts** the amended Terms of Reference for the Land and Water Regional Plan Governance Group.

**MOTION CARRIED**

A division was called:

**Vote**

For:	Cr McCall, Cr Mephram, Cr Noone, Cr Scott, Cr Somerville and Cr Robertson
Against:	Cr Kelliher, Cr Laws and Cr Malcolm
Abstained:	Nil

**9. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS**

**9.1. Recommendations of the Audit and Risk Subcommittee**

**Resolution CM23-198: Cr Noone Moved, Cr Somerville Seconded**

*That the Council adopt the listed recommendations of the 22 June 2023 Audit and Risk Subcommittee.*

**MOTION CARRIED**

## 9.2. Recommendations of the Environmental Science and Policy Committee

### Resolution CM23-199: Cr Malcolm Moved, Cr Kelliher Seconded

*That the Council adopt the listed recommendations of the 29 June 2023 Environmental Science and Policy Committee.*

#### MOTION CARRIED

#### Resolution

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

### 10.1. Chairperson's Report

No report was received for this meeting

### 10.2. Chief Executive's Report (Note: Item 10.2 was taken following Item 7)

With regards to the Land and Water Plan upcoming TAG outputs public briefing still to be scheduled, it was queried whether it would be possible to get information to elected members prior to the briefing so they have time to consider what is to be presented and what they can contribute. It was confirmed that this information will be supplied to Councillors as soon as possible prior to the briefing.

### Resolution: Cr Noone Moved, Cr Mepham Seconded

*That the Council:*

- 1) **Notes this report.**

#### MOTION CARRIED

## 11. CLOSURE

Anita Dawe closed the meeting with a karakia. There was no further business and Councillor Noone declared the meeting closed at 12:58 pm.



23 August 2023

Chairperson

Date