

Council MINUTES

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 22 November 2023, commencing at 1:00 PM.

PRESENT

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

1. WELCOME

Chairperson Gretchen Robertson welcomed Councillors, members of the public and staff to the meeting at 1:00 p.m. with a karakia. Staff present included Richard Saunders, (Chief Executive), Nick Donnelly (GM Corporate Services), Anita Dawe (GM Policy and Science), Gavin Palmer (GM Operations), Joanna Gilroy (GM Acting Regulatory), Amanda Vercoe (GM Governance, Culture and Customer), Kylie Darragh (Governance Support), and Jonathan Rowe (Dunedin City Council Programme Manager)

2. APOLOGIES

There were no apologies to note.

3. PUBLIC FORUM

Sarah Davie-Nitis and Paul Coffey Dunedin Tracks Network gave an update on current and planned cycle networks. Following an opportunity for questions Chair Robertson thanked both for attending. Cr Wilson sat back from the meeting table at this time.

Emily Cooper The Coastal Communities Cycleway Connection spoke and following an opportunity for questions Chair Robertson thanked Emily for attending.

Pierre Marasti from Rebellion Extinction spoke and after an opportunity for questions Chair Robertson thanked Pierre for attending.

4. CONFIRMATION OF AGENDA

The agenda was confirmed as published.

5. DECLARATIONS OF INTERESTS

No changes to Councillor Declarations of Interests were noted, Councillors were reminded to stand aside if any arise.

6. PRESENTATIONS

No presentations were held.

7. CONFIRMATION OF MINUTES

With the note of one amendment, it was moved:

Resolution: Cr Noone Moved, Cr Weir Seconded

That the minutes of the (public portion of the) Council meeting held on 25 October 2023 be confirmed as a true and accurate record.

MOTION CARRIED

8. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

There were no changes to note.

9. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

9.1. Chairperson's Report

Resolution: Cr Wilson Moved, Cr McCall Seconded

That the report be noted.

MOTION CARRIED

9.2. Chief Executive's Report

The Chief Executive undertook to report back on the progress of planned maintenance work for Kakanui and Kauru Rivers at the request of Cr Malcolm.

The Chief Executive will also report back to Council on gravel extraction which Cr Wilson understood would be finishing by June this year.

Cr Mepham noted the very good progress being made on the Land and Water Regional Plan; the number of milestones completed are significant.

Cr Scott added well done for significant work on the Long Term Plan.

Resolution: Cr McCall Moved, Cr Noone Seconded

That the report be noted.

MOTION CARRIED

10. MATTERS FOR CONSIDERATION

Cr Noone declared an interest and sat back from the item 1:34 pm.

Cr Wilson declared an interest and sat back from the item 1:34 pm.

10.1. Revised growth scenario for Dunedin Housing and Business Capacity Assessment

This paper sought approval for the adoption of a revised growth scenario for the housing component of the Dunedin Housing and Business Capacity Assessment (HBA) due to staff no longer considering the medium growth scenario as appropriate.

Anita Dawe, General Manager Policy, and Science presented the report with an opportunity for questions.

Resolution CM23-230: Cr Weir Moved, Cr Scott Seconded

That the Council:

1. **Notes** the contents of this report.
2. **Approves** the use of a high growth scenario for the first 10 years of the Future Development Strategy (FDS), and then a medium growth scenario for the next 20 years, for the housing component of the Dunedin Housing Capacity and Business Assessment (HBA) that informs the 2024 Dunedin FDS.
3. **Notes** that the effect of resolution two is to amend the December 2022 resolution (medium growth scenario) for the housing component of the HBA that informs the 2024 FDS.

MOTION CARRIED

Cr Noone returned to the meeting at 1:38 pm.

Cr Wilson returned to the meeting at 1:38 pm.

10.2. Queenstown Lakes Future Development Strategy: Delay to Programme

The purpose of this report is to seek Council approval to advise the Minister for the Environment of additional time required to deliver the Future Development Strategy for Queenstown Lakes.

Anita Dawe, General Manager Policy and Science, and Cameron Wood, Principal Planner from Queenstown Lakes District Council presented the report with an opportunity for questions.

Resolution CM23-231: Cr Wilson Moved, Cr Forbes Seconded

That the Council:

1. **Notes** the contents of this report.
2. **Notes** that the Queenstown Lakes District and Otago Regional Councils will not meet the timeframes in the National Policy Statement on Urban Development to implement Policy 2 (Part 3 and Subparts 4 and 5): Housing and Business Capacity Assessment and Future Development Strategy.
3. **Notes** that work on the Housing and Business Capacity Assessment and Future Development Strategy are being progressed, with timeframes set out in the next steps section of this report.
4. **Agrees** to advise the Minister for the Environment in writing that additional time is required to enable the revised Housing and Business Capacity Assessment, and Future Development Strategy to be delivered.
5. **Notes** that the letter will be signed by the Chief Executives from both Councils.

MOTION CARRIED

10.3. Limited Scope Delegations

This paper was presented to amend Council's Delegation Manual with provisions of delegations to staff for specific sections of the Natural and Built Environment Act 2023 and the Maritime Transport Act 1994.

Alexandra King, Acting Manager Consents, Tami Sargeant, Compliance Manager and Joanna Gilroy Acting General Manager Regulatory were present to respond to questions.

Resolution CM23-232: Cr Wilson Moved, Cr Weir Seconded

That Council:

1. **Receives** this report.
2. **Approves** the new delegations as outlined in this report.
3. **Approves** the Chief Executive to update the Council's Delegations Manual accordingly.

MOTION CARRIED

10.4. Regional Climate Strategy Working Group

The purpose of this paper was to present the Council a proposed terms of reference for a Regional Climate Strategy Working Group.

Amanda Vercoe, General Manager Governance Customer and Culture and Francisco Hernandez, Principal Climate Change Advisor were available to respond to questions.

Resolution: Cr Robertson Moved, Cr Forbes Seconded

That Council adjourn for 5 minutes to correctly note the resolution.

MOTION CARRIED

Cr Kelliher called for a division; noting Councillors could manage their individual interests.

Resolution CM23-233: Cr Wilson Moved, Cr Kelliher Seconded

That the Council:

1. **Notes** this report.
2. **Approves** the terms of reference.
3. **Appoints** Cr Weir, Cr Somerville, Cr Forbes, and Cr Malcolm onto the Regional Climate Strategy Working Group.

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

MOTION CARRIED

10.5. Council Meeting Schedule for 2024

This report sought to adopt a meeting schedule for the Otago Regional Council for 2024. Amanda Vercoe, General Manager Governance Customer and Culture was available to respond to questions.

Resolution CM23-234: Cr Weir Moved, Cr Forbes Seconded

That the Council:

1. **Notes** this report and the draft attached meeting schedule.
2. **Adopts** the meeting schedule, with or without changes.
3. **Notes** that a review of the Committee structure and delegations will be programmed for July 2024, to check the structure and committee terms of reference remain fit for purpose.

MOTION CARRIED

10.6. Port Otago Statement of Corporate Intent

This report provided Port Otago's Statement of Corporate Intent for the three years to 30 June 2026. Nick Donnelly, General Manager Corporate Services and CFO was available to respond to questions.

This paper was laid on the table until today to enable a public workshop to inform Councillors. Chair Robertson summarised the workshop which included aspects of port activities such as financial and non-financial environmental and community outcomes. Chair Robertson added that the Port is a significant contributor to the Otago community, describing a strong partnership with Otago Regional Council. The Chair added that the Port is doing well with Health and Safety, sustainability and climate change ambition as is informed by the 'Are We There Yet' document. The Chair described The Ports sustainability agenda as genuine and authentic, and added that the Otago Regional Council should be celebrating their success.

There was an opportunity for questions and Chair Robertson proposed a new recommendation:

Resolution CM23-235: Cr Robertson Moved, Cr Mephram Seconded

That the Council:

1. **Receives** this report and the attached Statement of Corporate Intent for Port Otago Limited to 30 June 2026.
2. **Endorses** the Statement of Corporate Intent for Port Otago to 30 June 2026.
3. **Notes and supports** the Port's focus on both financial and non-financial returns within the Statement of Corporate Intent
4. **Requests** that staff consider a way to better recognise the financial contribution that Port Otago make to the Otago Regional Council on an annual basis.
5. **Requests** staff work with Port Otago prior to 30 June 2024 to ensure the process for reviewing the Statement of Corporate Intent meets statutory timeframes and enables Councillors to give feedback on the draft.
6. **Requests** that the Chief Executive work with the Port Liaison Committee members to develop a terms of reference and report back to Council no later than 30 June 2024.
7. **Extends** its thanks to the Port Otago Board and staff for their contributions to the wider Otago economy and communities.

MOTION CARRIED

Cr Malcolm then proposed to move a subsequent motion:

Resolution CM23-236: Cr Malcolm Moved, Cr Noone Seconded

That Council

1. **formally thank** Mr Tom Campbell for his service to The Port of Otago, the Otago Regional Council, and the people of Otago.

MOTION CARRIED

10.7. SDF Programme Strategy Update

The purpose of this report is to seek Council approval of the revised strategy for the South Dunedin Future programme.

Jonathan Rowe, Programme Manager – South Dunedin Future, Gavin Palmer, General Manager Operations and Anita Dawe, General Manager Policy and Science were available to respond to questions.

Resolution CM23-237: Cr Wilson Moved, Cr Weir Seconded

That the Council:

1. **Notes** this report.
2. **Notes** the South Dunedin Future programme has been operating in accordance with the strategic intent approved by both Councils in July 2022 (included at Attachment A).
3. **Notes** the work undertaken to develop a revised South Dunedin Future programme strategy.
4. **Approves** the revised South Dunedin Future programme strategy (included as Attachment B).
5. **Notes** the strategy will guide the South Dunedin Future programme, including programme communications and engagement, risk assessment, and development of adaptation options.

MOTION CARRIED

11. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS

11.1. Recommendations of the Safety and Resilience Committee 2023.11.09

Resolution CM23-238: Cr Kelliher Moved, Cr McCall Seconded

That the Council:

1. *Adopts the recommendations of the 2023.11.09 Safety and Resilience Committee*

MOTION CARRIED

12. NOTICES OF MOTION

None were noted.

13. RESOLUTION TO EXCLUDE THE PUBLIC

Richard Saunders, Chief Executive, noted an amendment to the Public Exclusion table that the reasons for passing the resolution, noted below corrected.

Resolution: Cr Robertson Moved, Cr Mephram Seconded:

I move that the public be excluded from the following parts of this meeting, namely:

- *Confidential Minutes of 25 October 2023*
- *Continuation of the Lake Whakatipu Ferry Service Beyond the Current Trial*
- *Dunedin Future Development Strategy: Joint Hearing Panel*

MOTION CARRIED

Cr Laws voted against the resolution.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under [section 48\(1\)](#) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
<i>1.1 Confidential Minutes of</i>	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a)	Section 48(1)(a); Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the

		meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
<i>3.1 Continuation of the Lake Whakatipu Ferry Service Beyond the Current Trial</i>	To protect information where the making available of the information— would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information – Section 7(2)(b)(ii)	
<i>3.2 Dunedin Future Development Strategy: Joint Hearing Panel</i>	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a)	

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.

14. CLOSURE

There was no further business and Chairperson Robertson declared the public part of the meeting closed at 3:01 p.m.

Chairperson

Date