

Otago Regional Council meeting 28 September 2016

Attached is the agenda for the next Council meeting of the Otago Regional Council, which is to be held on Wednesday 28 September 2016, commencing at 8:30 am.

The venue is the Council Chamber, 70 Stafford Street, Dunedin. Members of the public are welcome to attend. Copies of attachments are available from the Committee Secretary (see contact details below) or online at

<http://www.orc.govt.nz/Meetings-Consultations-and-Events/Council-meetings-and-Agendas/>.



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OTAGO REGIONAL COUNCIL

**Agenda for an Ordinary meeting of the Council to be held in the
Council Chamber, 70 Stafford Street, Dunedin on
Wednesday 28 September 2016 commencing at 9.00 am**

Membership:

- Cr Stephen Woodhead (Chairperson)
- Cr Gretchen Robertson (Deputy Chairperson)
- Cr Graeme Bell
- Cr Doug Brown
- Cr Louise Croot MNZM
- Cr Michael Deaker
- Cr Gerrard Eckhoff
- Cr Gary Kelliher
- Cr Trevor Kempton
- Cr Sam Neill
- Cr Bryan Scott
- Cr David Shepherd

Apologies:

In attendance:

Please note that there is an embargo on agenda items until 8.30 am on Monday 26 September 2016.

CONFIRMATION OF AGENDA

CONFLICT OF INTEREST

PUBLIC FORUM

MINUTES

The minutes of the public portion of the Ordinary meeting of Council held on 10 August 2016, having been circulated, for adoption

Page Nos.

6 - 18

Matters arising from the minutes

PART A – PRESENTATION

- Item 1 **Port Otago Ltd Annual Report**
- Item 2 **Otago Helicopter Trust Annual Report**

PART B – CHAIRPERSON’S AND CHIEF EXECUTIVE’S REPORTS

- Item3 19- 20
2016/0 **Chairperson’s report.** Chair,

Providing an overview of the Chairperson’s activities for the period to 21 September 2016.
- Item 4 21- 24
2016/0 **Chief Executive’s Report.** CE,

Providing an overview of the Chief Executive’s activities for the period 21 September 2016.

PART C– RECOMMENDATIONS

- Item 5 25 - 26
2016/1060 **Annual Report 2015/16.** DCS

The Council’s Annual Report for the period 1 July 2015 to 30 June 2016 is presented to Council for adoption.

The draft Annual Report and Financial Statements are circulated separately from the agenda
- Item 6 27 - 39
2016/1041 **Terms of Reference for the Regional Transport Committee DPPRM,**
7/9/16

The report presents the proposed Terms of Reference for the Regional Transport Committee for the triennium 2016-2019.
- Item 7 40 - 42
2016/1072 **Land Transport Amendment Bill,** DCS, 15/9/16

The report presents the key provisions of the Bill, to allow discussion those provisions relevant to the Otago Regional Council, and to seek delegated

authority to make a submission on the Bill. Submissions on the Bill close on 27 October 2016.

PART D NOTICE OF MOTION

- Item 8 Cr Brown “That in the interests of transparency and open debate that the in committee minutes of the Otago Regional Council meeting (10/8/16) concerning the Lindis River-Proposed Plan Change 5A are released forthwith to the public”.

PART E ITEMS FOR NOTING

- Item 9 43- 46
2016/1052 **Finance Report to 31 August 2016.** DCS, 15/9/16

The report provides information in respect of the overall Council finances for the period 1 July to 31 August 2016.

- Item 10
2016/1063 **Documents signed under Council’s Seal DCS, 15/9/16** **47**

To inform the Council of delegations which have been exercised for the period March to September 2016.

- Item 11 **Reports from Councillors** **48**

PART F– MINUTES OF MEETINGS

- Item 12 **Recommendations of the Policy Committee meeting** held on 7 September 2016, for adoption 49 - 51
- Item 13 **Recommendations of the Regulatory Committee meeting** held on 7 September 2016, for adoption 52- 58
- Item 14 **Recommendations of the Communications Committee meeting** held on 7 September 2016, for adoption 59 - 61
- Item 15 **Recommendations of the Technical Committee meeting** held on 7 September 2016, for adoption 62 - 67
- Item 16 **Recommendations of the public portion of the Finance and Corporate Committee meeting** held on 7 September 2016, for adoption 68 - 73

PART G - EXCLUSION OF PUBLIC

That the public be excluded from the following part of the proceedings of the meeting.

The general subject of the matters to be discussed while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(1)(a) and 48(1)(d) of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

	General subjects to be considered	Reason under LGOIMA for passing this resolution	Grounds under S.48 for the passing of this resolution
Item 17	Minutes of the In Committee portion of the Council meeting held on 10 August 2016, for adoption	To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information—(ii) would be likely otherwise to damage the public interest LOGIMA SS7(2) c(ii)	S.48(1)(a)(i)
Item 18	Recommendations of the Hearing Committee on the proposed Regional Policy Statement for Otago.	Section 48(1)(d): That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation in any proceedings to which this paragraph applies. Section 48(2) - Paragraph (d) of subsection (1) applies to— (a) any proceedings before a local authority where— (i) a right of appeal lies to any court or tribunal against the final decision of the local authority in those proceedings; or LGOIMA ss48(1)(d) and 48(2)(a)(i)	S.48(1)(d)

In relation to items 17 and 18, 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 are as shown above with respect to each item.

In relation to item 18, this resolution is made in reliance of section 48(1)(d) of the Local Government Official Information and Meetings Act 1987.

OTAGO REGIONAL COUNCIL

Minutes of an Ordinary meeting of the Council held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 10 August 2016 commencing at 9.00 am

Present:

- Cr Stephen Woodhead (Chairperson)
- Cr Gretchen Robertson (Deputy Chairperson)
- Cr Graeme Bell
- Cr Doug Brown
- Cr Louise Croot MNZM
- Cr Michael Deaker
- Cr Gerrard Eckhoff
- Cr Gary Kelliher
- Cr Trevor Kempton
- Cr Sam Neill
- Cr Bryan Scott

Apologies:

- Cr David Shepherd

The apology was accepted on the motion of Crs Woodhead and Bell.

In attendance:

- Peter Bodeker
- Nick Donnelly
- FraserMcRae
- Scott MacLean
- Gavin Palmer
- Caroline Rowe
- Sharon Bodeker (Items 3 and 4)
- Janet Favel (Minutes taker)

CONFIRMATION OF AGENDA

Cr Woodhead advised that Plan Change 5A panel members had been invited to join the meeting at 11.30 am.

Cr Woodhead moved
Cr Croot seconded

That the meeting move into public excluded at 11.30 am, and if required, resume in public at the conclusion of the public excluded section.

Motion carried

There were no other changes to the agenda.

CONFLICT OF INTEREST

There were no conflicts of interest.

PUBLIC FORUM

Pig Burn Water Users Group (Stewart Weir, Gerard Weir, Greg Kirkwood, Gavan Herlihy, Chris Mulholland, Matt Hickey, Sally Dicey)

Mr Kirkwood explained that Group members had historical permit rights. The Group had first met formally in December 2015, to discuss how to achieve the right outcomes for the catchment in line with the ORC water management policy. Expert reports had been commissioned, which they would provide to ORC if required. After meetings in February, March, and May, work on the draft application commenced in June. In July the Group became aware of the ORC report to the Technical Committee meeting, and on 19 July they advised ORC of their concern that the report was not fit for purpose. The report was approved at the 20 July Technical Committee meeting. On 8 August at a meeting to discuss the report, ORC management admitted that the report was not robust enough.

Mr Mulholland commented that the cost of refuting poor information and decisions fell on the community, costs which should be channelled into storage dams, power, and spray irrigation.

Mr Herlihy thanked staff for their time to discuss the report and appreciated their honest admission that the report fell short. The Group considered that the report should not have been accepted by Council, and requested that it be formally withdrawn. He stated that Dr Palmer had offered to rewrite the report for discussion with the Group, and ask them to await production of another report. Staff had explained that the results of the current investigation would inform decisions on Pig Burn water management, and people had to accept changes in water use. The Group requested that ORC gather a full set of information. Group water users would provide photos and information, and he commented that Iwi, Fish & Game and DoC should be included in the study.

Mr Weir commented that it was in the landholders' best interests to look after the resource from economic, environmental and social viewpoints for now and the future. Decisions in the years to 2021 would have real impact on landholders, and these decisions could only be made based on sound scientific facts. He also noted the complicated issues facing the transfer of deemed permits on the Pig Burn, including topographical and terrain challenges.

In response to a question about amending information in a report that had already been accepted by Council, Mr Herlihy commented that the naturalised seven day flow had been calculated at 79 l/s; the Group believed that was incorrect, and should be closer to 38 l/s.

In response to a question, Mr Herlihy commented that the Sow Burn and Pig Burn were different catchments yielding different flows, and there was no correlation between the two. He confirmed that there were eight water use permits in the Pig Burn catchment.

A question was raised as to why the Group declined the offer to discuss the report. Mr Herlihy explained that they were advised by Dr Palmer that the draft version would be available in the second week of June, and as he (Mr Herlihy) was going away, it was decided that the Group would review the final report once it became available.

Pig Burn Water Users Group members left the meeting at 9.27 am.

BusGo Dunedin (Alex King, Peter Dowden, Liz Angelo, Telagi Papau, M Laufiso)

Mr Dowden circulated papers relating to the Belleknowes bus route (No 19), and stated that the new route was not compliant with the Regional Public Transport Plan (RPTP). He noted that the Plan gave initial frequencies, showing 30 minutes on peak and 60 minutes off peak for the Waverley service and 30 minutes for the Belleknowes service, with no off peak service specified. He claimed that it was a staff decision to reduce the frequency level to the lower of the two, and that Councillors were not advised of this decision.

Mr Dowden noted the progressive gradual improvement to the bus service, and regretted this reduction in service. On behalf of BusGo he requested that Councillors reverse this decision. He commented that other parts of the bus timetable were not compliant with the RPTP, and requested that they be corrected. He noted that staff had been asked to draft a variation to the RPTP to incorporate changes to the Concord route, and considered that the same could be done for Belleknowes and that this should be discussed in an open consultative process.

Ms Angelo noted that she was a representative of the Arthur Street community, a bus user, and a SuperGold Card holder. She was surprised that the frequency for the period that Gold Cards could be used was to be reduced, and noted that she had requested in her submission that the frequency be retained at 30 minutes.

Mr King advised that BusGo held regular meetings, which the public were invited to attend. Group members would be available at the Octagon stops the week beginning 15 August to help people understand the new timetable, and to show them the online bus helpline and journey planner. He invited Councillors to join in this project.

Mr Dowden noted information provided to staff on buses, which showed the Belleknowes service running every half hour.

Cr Woodhead advised that the matter would be discussed in a Councillor workshop later in the day, and thanked the Group for their involvement in the process.

BusGo members left the meeting at 9.44 am.

MINUTES

- (1) The minutes of the Ordinary meeting of Council held on 22 June 2016, having been circulated, were accepted on the motion of Crs Croot and Bell.

Motion carried

- (2) The minutes of an Extraordinary meeting of Council held on 20 July 2016, having been circulated, were accepted on the motion of Crs Croot and Bell.

Motion carried

Matters arising from the minutes

There were no matters arising from the minutes.

PART A – CHAIRPERSON’S AND CHIEF EXECUTIVE’S REPORTS

Item 1

2016/0985 **Chairperson’s report.** Chair, 4/8/16

The report provided an overview of the Chairperson’s activities for the period to 4 August 2016.

Cr Woodhead spoke further on the following matters:

- Minister Nick Smith had advised that changes to the National Policy Statement on Freshwater Management (NPSFWM) would be consulted on in November.
- A LAWA stakeholder event was to be held in Wellington to discuss water management across regions.
- The Terms of Reference for the Queenstown Transport Governance Group would be on the the next Finance and Corporate Committee meeting agenda.

Meetings Mayoral Forum/CDEM/Te Roopu Taiao 4/5 August:

- Mayoral Forum - new ORC CDEM staff Tony Martin and Sarah Hexamer were introduced. An update was provided on the National Strategy which was due for completion in September 2017. The Strategy contained direct links to regional plans which Groups would have to deliver on.

- CEG – CEG Chair Peter Bodeker provided an update and informed the meeting that Nick Donnelly had been appointed Group Recovery Manager. Otago Controllers were Chris Hawker, Fraser McRae, and Scott MacLean.
- The new website being developed for Otago CDEM would provide consistency locally and with the national website.
- Mayoral forum – an update was provided on S17a review work. CEs were to bring back options in the new triennium, and Section A of the triennial agreement would be reviewed.
- Because of the weather on the day, Te Roopu Taiao and Mana to Mana meetings had not been held. A Mana to Mana meeting was to be held prior to the elections, and meetings of both groups were to take place early 2017.

Presentations of the Natural Hazards of South Dunedin report to DCC Councillors and MPs were noted. A question was raised as to whether there was any conflict between the ORC and DCC approaches, and between local MPs. Cr Woodhead advised that the briefings and presentation of the communications plan were given by ORC staff. The aim was to bring the parties up to date, and there was good unanimity across all groups in understanding the complexity of the situation. He noted that the aim was to provide an update, not a ‘where to from here’ discussion.

Item 2

2016/0986 **Chief Executive’s Report.** CE, 4/8/16

The report provided an overview of the Chief Executive’s activities for the period to August 2016. Mr Bodeker commented further on the following points:

- Health and Safety – the recent staff Health and Safety Committee meeting discussed use of apps to assist with reporting and mitigation against identified hazards, and technologies that might assist in that process.
- Meeting with farmers in Clutha area – there was concern that landholders had access to pump stations. This was a significant hazard, and farmers had been advised that because they were not trained in health and safety matters, they were not to access the sites. ORC staff were undertaking the training, but they had no authorisation to ensure the public adhered to the training.
- Guardians of Lake Dunstan were testing options to eradicate lagarosiphon in the lake. Mr Bodeker had advised the group that ORC would work with them to put a funding application through the Annual Plan process. There was an expectation that funding would be available this coming summer.
- A shared ORC/CODC customer service arrangement at the CODC office would be up and running by 3 September.

In response to a question about farmers’ desire to clear pump station intakes, Mr Bodeker explained that some farmers considered that the facilities were not as clear of weed as they should be. The ORC had in place a process of daily inspection, mechanical cleaners were used, and contractors and staff were trained to do that work. This level of service was considered appropriate, although the

screens might not be weed free at all times. He would investigate opportunities to train some farmers.

A question was asked about responsibility for clearing lagarosiphon in Lake Dunstan. Mr Bodeker advised that the Guardians had identified a control method, and had been advised that an Annual Plan funding proposal would be put to Council for consideration. He explained that currently there was funding from LINZ and Contact Energy, and it was suggested that some undertakings be sought from these two organisations. The programme of works set out in the Regional Pest Plan was noted.

It was requested that Council be provided with an update on the Didymo situation.

In response to a question about the regional economic development gap analysis, Mr Bodeker advised that any recommendation from the Mayoral Forum to provide funding for this work would be presented to this Council for discussion.

A question was raised about the South Dunedin combined working group. Mr Bodeker explained that at the time of writing this report the contract had not been completed. He was now able to confirm that consultant Bruce Robertson had been appointed Project Leader and would work with DCC (5 staff) and ORC (2 staff). Dr Palmer and Mrs Rowe were the primary ORC contacts. Mr Robertson's strong links with Wellington were important for the project. The working group would identify requirements and areas then engage with politicians.

In response to a question about shared customer services in Alexandra, Mr Bodeker advised that in the lead up to 2021 the ORC would need to base more consents staff in Central Otago. The ORC and CODC customer services staff would be able to work for both councils.

A question was raised about the Queenstown office. Mr Bodeker commented that there had not been a lot of engagement with the ORC in Queenstown, and the lease on the previously occupied property had expired. If there was a demand for a physical presence in Queenstown, this would be reconsidered. He noted that once QLDC had resolved its accommodation issues, ORC would investigate establishing the same shared service there as in Alexandra.

Moved Cr Woodhead
Seconded Cr Croot

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

Motion carried

PART B – ITEMS FOR NOTING

Item 3

2016/0968 **Preliminary Financial Report to 30 June 2016.** DCS, 4/8/16

The report provided information in respect of the overall Council finances for the twelve months ended 30 June 2016. The information was preliminary only, as various financial year-end processes were yet to be completed as certain financial and valuation information was yet to be received.

It was questioned why there was a tax impact in the surplus after tax. Mr Donnelly noted that the ORC did not pay tax on its operating activities, but there was a small portion of tax on some of Council's investments which could not be eliminated.

Mr Donnelly confirmed a report back would be provided to the next Finance & Corporate Committee meeting on the further take up of Kuriwao freehold land.

Moved Cr Croot
Seconded Cr Kelliher

That the report be received

Motion carried

Item 4

2016/0984 **Preliminary Project Expenditure to 30 June 2016.** DCS, 4/8/16

The report provided Council with preliminary financial results on activities for the year ended 30 June 2016. It was noted that these financial results were not final and had not yet been audited.

Mr Donnelly explained that the report showed both operational and capital expenditure and the variance to budget. Overall expenditure was \$10.6m under budget, being primarily in transport and flood protection activity. The bulk of underspend came from reserves, grants and other income, and general rate funded projects remained as forecasted in the 8 month review.

The water underspend was noted and a question was raised as to Plan Changes 1C and 6A implementation. Mr Donnelly explained that the largest portion of underspend was for bulk rural water funding, which was reserve funded. Water quality (6A) was slightly underspent because of research and development work. He noted that Regional Plan Water activity excluded Plan Changes 1C and 6A. Mr Bodeker explained that a staff group had been established to focus on minimum flow work required before 2021, and there would be additional cost in appointing a manager for that group. A Research and Development schedule would be presented to the next meeting of the Technical Committee detailing the science work on the various minimum/residual flow catchments.

Moved Cr Bell
Seconded Cr Croot

That the report be noted

Motion carried

Item 5

2016/0988 **South Dunedin Community Engagement Report.** DSHE, 3/8/16

The report outlined the approach management was taking to the community engagement verbally communicated at the 20 July 2016 Technical Committee meeting. At that meeting Council received the report entitled “The Natural Hazards of South Dunedin” and made the decision to “*endorse further community and stakeholder engagement within a timely manner.*”

The Greater South Dunedin Community Trust would be included in the list of agency briefings. It was noted that the Trust had offered to provide the Council with a list of people affected so they could be invited to attend the drop-in sessions and receive information.

Cr Woodhead encouraged Councillors to attend the drop-in sessions to be held on 1 and 2 September.

Moved Cr Woodhead
Seconded Cr Deaker

That the report be noted

Motion carried

Item 6

Reports from Councillors

- *Cr Croot – LGNZ Conference*
Cr Croot’s report had been circulated with the agenda. The conference was well organised. There were good discussions and presentations, and there was interest in the ORC approach to water use and management. Cr Croot drew attention to ‘Planning for our future’, an eight point programme for a future focused resource management system. Feedback to Cr Woodhead was encouraged. She also noted the presentation ‘The New Zealand Initiative’, which found that centralising local government didn’t work. Cr Croot also attended the Regional Sector Group meeting, where unity was shown and the meeting was well chaired by Cr Woodhead.
- *Cr Kempton - Regional Sector Group*
The tour started in Southland and Crs Woodhead and Kempton met the group in Otago. Cr Kempton noted the progress of Southland’s Economic

Development Strategy, which had structure and action teams led by a range of people, and encouraged and supported strong regional tourism. On the trip Rob Phillips, CE Environment Southland, talked about water and air in Southland, and Cr Kempton talked about PC 6A and 2021, and natural hazards and risks.

- *Cr Kempton – cycle ways*
Cr Kempton noted the information from the 30 July Otago Southland Cycle Trails Workshop (circulated with the agenda). There was wide representation at the workshop, which discussed cycle ways and transport. It was noted that the community had to be convinced cycle trails were of value, and that they would be there for a long time. It was suggested an Otago/Southland strategy around cycling was needed, as was differentiation between the national network and regional development. It was noted that the map with the circulated material showed a cycle trail through the Haast Pass. Mr McRae explained that this was recognition by NZTA that cycling was a legitimate activity on State Highways, and provision needed to be made for it.
- *Cr Kelliher - OSPRI*
Cr Kelliher's report on the work of the TBFree Committee was circulated with the agenda. Action on the TB infection on Mt Cargill was updated and the forward plan detailed. The new TB plan had been reviewed and became operational on 1 July. The goal of the Plan was to eradicate TB from New Zealand, through reducing annual expenditure by more strategic testing, and streamlining funding to 40% central government, 60% farmers. Cr Kelliher noted that there was now no regional funding, and asked if Council wished to continue its representation on the Committee, indicating that he was willing to continue in this role if Council wished. He also asked about voting and speaking rights. Cr Woodhead pointed out that the new Council would need to consider pest control and links with OSPRI, and also noted links with the Orokonui HALO project.
- *Cr Croot – Royal Society website*
Cr Croot drew attention to the Royal Society website's pages '10 things you didn't know about climate change', including South Dunedin and other low lying areas in New Zealand.

PART E – MINUTES OF MEETINGS

- Item 7 **Recommendations of the public portion of the Finance and Corporate meeting held on 20 July 2016, for adoption**

Moved Cr Woodhead
Seconded Cr Kelliher

That the recommendations of the public portion of the Finance & Corporate Committee meeting held on 20 July 2016 be adopted

Motion carried

Item 8 **Recommendations of the Technical Committee meeting** held on 20 July 2016, for adoption

Moved Cr Scott
Seconded Cr Brown

That the recommendations of the Technical Committee meeting held on 20 July 2016 be adopted

Motion carried

Item 9 **Recommendations of the Communications Committee meeting** held on 20 July 2016, for adoption

Moved Cr Kempton
Seconded Cr Bell

That the recommendations of the Communications Committee meeting held on 20 July 2016 be adopted

Motion carried

Item 10 **Recommendations of the Policy Committee meeting** held on 20 July 2016, for adoption

Moved Cr Robertson
Seconded Cr Deaker

That the recommendations of the Policy Committee meeting held on 20 July 2016 be adopted

Motion carried

Item 11 **Recommendations of the Regulatory Committee meeting** held on 20 July 2016, for adoption

Moved Cr Eckhoff
Seconded Cr Croot

That the recommendations of the Regulatory Committee meeting held on 20 July 2016 be adopted

Motion carried

PART F - EXCLUSION OF PUBLIC

Cr Woodhead moved
Cr Croot seconded

1. *That the public be excluded from the following part of the proceedings of the meeting.*
2. *That ORC staff and Panel PC5A Commissioners be able to be present during the exclusion of public part of the Council meeting.*

The general subject of the matters to be discussed while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(1)(a) and 48(1)(d) of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

	General subjects to be considered	Reason under LGOIMA for passing this resolution	Grounds under S.48 for the passing of this resolution
Item 12	Leith Flood Protection Scheme - Financial Delegation to the CE for contract payments	To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) LGOIMA s7(2)(i)	S.48(1)(a)(i)
Item 13	Report on mediation in ENV-2016-CHC-26. Te Runanga O Moeraki and Te Runanga O Ngai Tahu v Otago Regional Council and Borst Holdings Limited	To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information— (i) would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied; or (ii) would be likely otherwise to damage the public interest LGOIMA S7(2)(c)	S.48(1)(a)(i)

Item 14	Recommendations of the Hearing Committee on the Proposed Plan Change 5A (Lindis: Integrated water management) to the Regional Plan: Water for Otago.	<p>Section 48(1) (d): That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation in any proceedings to which this paragraph applies.</p> <p>Section 48(2) - Paragraph (d) of subsection (1) applies to— (a) any proceedings before a local authority where— (i) a right of appeal lies to any court or tribunal against the final decision of the local authority in those proceedings; or</p> <p>LGOIMA ss48(1)(d) and 48(2)(a)(i)</p>	S.48(1)(d)
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In relation to items 12 and 13, 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 are as shown above with respect to each item.

In relation to item 14, this resolution is made in reliance on section 48(1)(d) of the Local Government Official Information and Meetings Act 1987.

Cr Eckhoff referred to Item 13, Report on mediation in relation to Borst Holdings Ltd, and Item 14, Recommendations of the Hearing Committee on Proposed Plan Change 5A (Lindis: Integrated water management) to the Regional Plan: Water for Otago. He considered that both items should be discussed in public meeting.

Mr Donnelly noted that the relevant sections of LGOIMA for discussing these items with the public excluded were stated: Item 13 - related to confidentiality of information; Item 14, the decision was subject to appeal in the Environmental Court, and Council had the right to consider the matter with the public excluded. Mr Donnelly explained that the decision would remain in committee unless there was a recommendation that the Panel's recommendations be publicly notified.

Cr Eckhoff considered that Council could and should discuss the recommendations in public as PC5A was a matter of very high public interest,

and the public were entitled to a report on the debate. There was no commercial sensitivity, no impediment, and no impugning of any person, which only left legal and political reasons for considering the matter with the public excluded. All parties had a right of appeal should they disagree with the Panel's findings. He assumed Councillors would accept or decline the report, and the public should hear how Council came to its decision. Cr Eckhoff noted that the Panel had total delegated authority to make recommendations to Council based on the hearings and their discussion, but the item before Council included the Panel's report only. The final outcome would be affected by acceptance of the Panel's recommendations, by mediation, or by the Environment Court. He considered it was impossible for a Councillor to enter into this process if the public was excluded. Cr Eckhoff considered that the same issues applied to the Borst decision, noting that the process had been public all the way to this point, but was now to be discussed with the public excluded.

Cr Scott asked about the commercial sensitivity of Item 14. Mr Donnelly explained that it wasn't due to commercial sensitivity but because the decision could be subject to appeal in Court, and Council was entitled to debate it in private. It was common practice that these types of decisions were debated with the public excluded, to protect the integrity of the Council's process and ensure Council's position was not prejudiced should an appeal be lodged. The public would learn the decision when the Plan was publicly notified. Mr Bodeker pointed out that the hearings were public, and Cr Woodhead noted that the Panel report was public. This was best practice, and protected the integrity of Council's process.

The motion was then put and carried

Following the discussion of Items 12, 13 and 14

Cr Bell moved
Cr Croot seconded

That the meeting resume in open session.

Motion carried

Cr Woodhead re-entered the meeting following the conclusion of Item 14.

The Chief Executive reminded Councillors that Plan Change 5A would be notified on Saturday 13 August, and Councillors could not talk about this meeting in public.

The meeting was declared closed at 12.52 pm.

Chairperson

REPORT

Document Id: A938910

Report Number: 2016/1071
Prepared For: Council
Prepared By: Chairperson
Date: 22 September 2016

Subject: **Chair's Report - September 2016**

1. CDEM

Exercise Tangaroa was on the 31st of August. This is the first exercise that I have spent the whole day involved. The lessons learned will come out in the debrief and follow-up reports from staff. I observed sound preparation and a group, including Fire Brigade, St Johns, Police, Health Board, and new group of ORC staff who clearly became more confident in their roles and functioned as a team as the day progressed.

2. Queenstown Transport Governance Group

ORC joined a meeting on the 8th of September by conference call. Public Transport update included completing the detailed Business Case Service – routes, frequency, fares by end of 2016. Estimates would be included in the ORC draft Annual Plan for consultation. The Regional Passenger Transport Plan and Procurement Strategy will need to be amended and negotiations held with the operator. The aim is to be in a position to start the first phase of a new service in July 2017.

Updates on other key projects included the eastern access road which is planned to be completed in December 2017, and the Grants Road–Frankton Roundabout–Kawarau Bridge improvements to be completed by June 2017. The funding for the park and ride trial reported at committees was also discussed.

3. Regional Sector Group

LGNZ update covered the Excellence Programme which has 22 Councils involved in the first year. A local government position paper on climate change which outlines that we should have a proactive role in partnership with central government committed to actions that will assist mitigate emissions and adapt to climate change was supported. The paper suggests local government should have an explicit mandate in the LGA to consider how its decisions affect climate change outcomes.

Dame Margaret Bazley reflected on her time in the sector encouraging regional councils to lead the water debate and build relationships with fellow councils and community.

Philanthropy NZ explained who they are and gave a number of examples of collaboration with local government around the country to leverage outcomes for the community.

Environmental Monitoring and Reporting (EMAR) update emphasised the need for the continuing push to have consistency across the country with our monitoring systems. The next modules to be added to LAWA are groundwater, land and a recreational water quality module that will have all the weekly testing during the summer in one module for the 2017/18 summer.

4. Select Committee:

Mr Bodeker and I presented to the Local Government and Environment Select committee on the Local Government Act 2002 Amendment Bill No2 in Wellington, we had a number of questions on our submission and our thoughts on the potential implications of the draft bill.

5. LGNZ World Rivers Day Stakeholder Function

I attended an LGNZ hosted stakeholders' function in Wellington, held on behalf of regional councils' to acknowledge World Rivers Day, which is the last Sunday of September. Four speakers gave short presentations showing the work that regional and unitary councils and our communities have undertaken over the last 20 years to improve water quality, and are currently doing to implement NPSFWM, explaining the national science challenge and describing the environmental monitoring project and its public face LAWA. It is intended to follow up with a two day symposium next year.

6. Other Meetings/Functions Attended

- Otago Chamber of Commerce breakfast with the Prime Minister.
- Mr Bodeker and I met Mayor Cull and Chief Executive Dr Sue Bidrose to update on public transport matters.
- Department of Conservation whitebait information evening in Balclutha.
- Southern District Health Board 150th Anniversary of the opening of Dunedin Hospital on the Great King Street site.
- Farm Forestry planning for harvesting meeting.

I would like to take this opportunity to thank Councillors, Mr Bodeker and all staff for their work and commitment during this triennium.

Stephen Woodhead
Chairperson

REPORT

Document Id: A938714

Report Number: 2016/1068

Prepared For: Council

Prepared By: Chief Executive

Date: 21 September 2016

Subject: **Chief Executive's Report - September 2016**

1. Exercise Tangaroa

On the 31st of August a significant number of ORC staff and the Chair took part in Exercise Tangaroa. The exercise was a nation-wide simulation of an off-shore earthquake resulting in a tidal wave affecting coastal New Zealand. The Regional Council has the role of operating the Group Office providing support to the Territorial Authorities' emergency management offices. The exercise proved valuable both in establishing the administrative centre in the council chambers, as well as testing how information is provided from various agencies. Fire, Ambulance, Police and Health Services were all present in the council chamber for the exercise, which proved valuable.

From an ORC perspective it was evident to me that with a significant number of our staff involved in the civil defence activities, the operation of ORC does need to be considered. During the exercise we identified all staff who were working out of the Dunedin, Oamaru, Taieri and Balclutha offices, and through the use of the established Buddy System and Smartrak, were able to make physical contact with those who in the case of this tidal wave simulation, could have been at risk. We also identified the need for different methods of advising staff of what is happening and the status of ORC should an emergency occur. Communication systems such as text alerts, as well as a dedicated web page, will be investigated in due course.

2. Annual Plan Preparation

The senior executive team has begun to prepare for the 2017/18 Annual Plan. The executive team has met to look at high level needs for the organisation, to inform managers as they begin to plan activity levels for that year.

3. Wallaby Control

Wallaby are listed as an Unwanted Organism under the Biosecurity Act and are identified as a pest animal in Otago's Regional Pest Management Plan. These animals have the potential to cause significant adverse environmental effects and become a burden for future generations should feral populations establish in Otago. They are adaptable with regards to habitat and can thrive in environments from forest through to open tussock country.

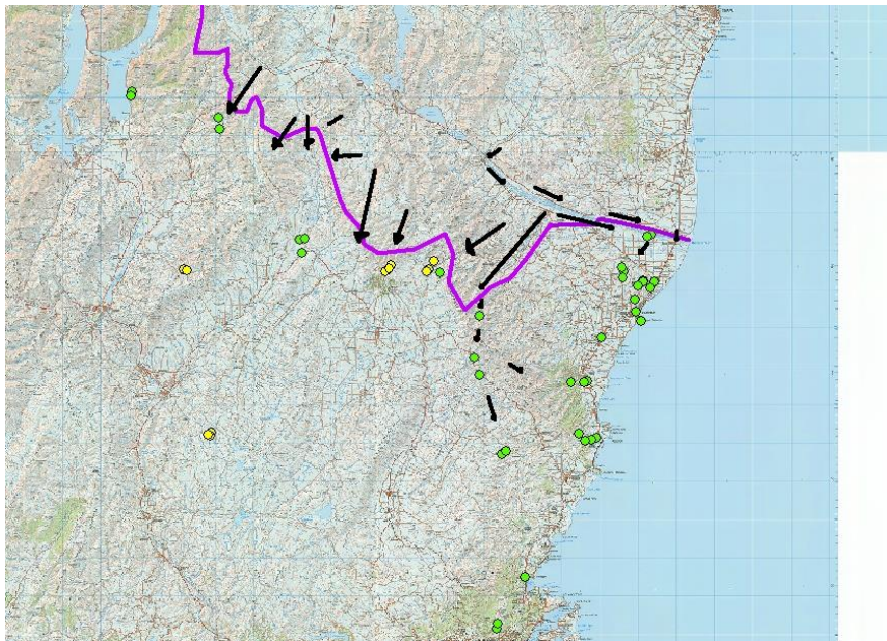
The number of confirmed sightings and kills of wallaby both south of the Waitaki River and within Otago are on the increase, see Figure 1.

The Regional Pest Management Plan for Otago 2009 (RPMP) states the key objective for wallaby is to prevent their establishment in Otago. The intention is that this would be achieved by the requirement for all wallaby to be destroyed by land occupiers and all wallaby killed or seen to be reported to Council.

The reality is the situation has evolved at a faster rate than the plan anticipated. The likelihood of achieving the aims and objectives of the RPMP with regards to wallaby is remote without a thorough strategic surveillance/control programme and the ability to respond to new incursions. This should include close liaison with Environment Canterbury for a co-ordinated approach to control programmes around the regional boundary.

The most efficient way of migration prevention is regular, structured search-and-destroy operations and ongoing surveillance of known natural incursion points. It is also vital the Otago Regional Council is resourced to respond swiftly to existing recent and any new incursions, to prevent migration southwards and stop feral populations from establishing themselves in Otago. The following map indicates recent wallaby sightings and likely incursion points. It clearly shows significant pressure on the border with Canterbury.

Figure 1 The map below shows the approximate locations of wallaby sightings within the Otago boundary.



Key

Purple:	Regional boundary
Green:	Confirmed sightings
Yellow:	Confirmed wallaby sign
Black Arrows:	Potential natural migration paths

A detailed and proactive wallaby programme with likely costs has been developed. There is no provision for this level of expenditure in the Annual Plan and it is proposed that expenditure be Reserve funded. A budget line item will be added into the draft 2017/18 Annual Plan.

Item	Hours (\$85/hr)	Cost
Staff time (Environmental Monitoring Officers and Stakeholder Engagement staff)	2330	\$198,050
Staff time costs		\$198,050
Aerial hire		\$25,000
Bait stations, bait, MOH permits etc		\$10,000
Specialist contractors		\$10,000
Plant/vehicles		\$7,500
Advertising		\$7,500
Ancillary		\$5,000
Supporting nationally led research into wallaby control and low density detection		\$10,000
Other costs		\$75,000
Total costs		\$273,050

The model being adopted is one of partnerships with the community and other agencies such as the Maniototo Pest Company. There will be a level of community “in-kind” support required for this programme to be truly successful. Landowners have been very supportive of this approach to date and have offered any assistance they can provide. An example would be cost sharing arrangements for helicopter hire; regular downloading of data captured on Council-owned remote sensing cameras, and provision of labour units to support ground-based search operations. It is difficult to quantify the value of the community in-kind support as it will be on an “as-required” basis, however, the value of this cannot be underestimated.

The proactive programme demonstrates ORC leadership on this issue and a positive opportunity to work collaboratively with our community for a shared vision.

4. Water Metering

The matter of water metering, and particularly the issue of meters not yet installed, was recently discussed with the agencies involved in the low flow briefings, and they reflected that progress in Otago had from their perspective, been positive, particularly given the uncertainty over supply due to the transition from deemed permits to RMA consents.

However, they did acknowledge that this is an obstacle that needs to be overcome. They have suggested Council considers requiring an action plan to be submitted by Christmas 2016 by all those yet to install a meter, detailing when it will be installed and how data will be provided to Council in the interim.

The alternative is to consider the Canterbury model, whereby an abatement notice is being issued if a water meter has not been installed. The complexity of installation in Otago, and the lack of Otago-based installers, may result in some irrigators not having access to water for irrigation purposes this season, and potentially into next irrigation season if abatement notices are served.

Council has included an administration charge this financial year as a measure designed to help cover the cost of following up with water users that have not yet installed meters, and also as a reminder that they need to get this done.

The Communications team will continue to reinforce the importance of this in relevant communications with water users, highlighting in particular that five years of data is required for permit renewals.

5. Enviroschools

It is with pleasure that I inform Council Robyn Zink has commenced her position as Regional Enviroschools Coordinator. I, as I'm sure Council, look forward to seeing the programme in Otago develop under her coordination.

6. Recommendations

- (1) That the Chief Executive's report be received.
- (2) That the unbudgeted expenditure of \$273,050 be approved for wallaby control.
- (3) That Council support a communication and encouragement approach to those water users who have not installed water meters.

Peter Bodeker
Chief Executive

REPORT

Document Id: A935697

Report Number: 2016/1060
Prepared For: Council
Prepared By: Manager Projects
Date: 15 September 2016

Subject: **Annual Report 2015-16**

1. Précis

The Council's Annual Report for the period 1 July 2015 to 30 June 2016 has been completed. It is presented to the Council for adoption.

2. Background

The Annual Report includes Statements of Service Performance for each outcome group of activities, and financial information of the Council and of the Group. The Group comprises the Council and its wholly owned company, Port Otago Limited, and its subsidiaries. An overview of some of the key activities for the year is provided for in the "Overview from the Chairman and Chief Executive" in the Annual Report document.

The Annual Report is separately circulated with the meeting papers, and is in draft form. Any audit matters arising will be finalised prior to the Council meeting.

3. Statement of Service Performance

The Statements of Service Performance for each outcome group of activities include planned levels of services and the key activities to be undertaken towards achieving those levels of service.

Budget information for the year along with actual revenues and expenses per activity are also provided. The Statement of Service Performance is based on the information included in the 12 month review considered by the Finance and Corporate Committee at its meeting on 7 September 2016. The individual project information considered at that meeting included detailed reporting on both financial and non-financial aspects of all projects.

4. Income Statement

The Council's reported operating result for the year ended 30 June 2016 is a surplus of \$1.869 million compared to a budgeted deficit of \$2.383 million.

The budgeted deficit of \$2.383 million included the following:

- Approximately \$350,000 was planned to be invested in research and development, to be funded from reserves.
- Approximately \$1.8 million of the Dunedin transport reserve was budgeted to be used towards the procurement of a national electronic ticketing system, in conjunction with New Zealand Transport Agency, and the first stages of the development of a bus hub in Dunedin.
- Approximately \$250,000 of general reserves was budgeted to be used towards environmental enhancement projects (via the environmental enhancement fund).

Reasons for the actual surplus achieved include:

- Procurement of the national electronic ticketing system and commencing the development of the bus hub has been delayed. Note is made that the bus hub is a three year project and the under expenditure is a matter of timing.
- The research and development, and environmental enhancement budgets were under spent compared to budget.
- Other gains relating to the fair value of assets held (unrealised gains) were approximately \$1.6 million greater than that budgeted.

5. Statement of Financial Position

The Council's Statement of Financial Position shows total equity as being approximately \$573 million, compared to approximately \$560 million at 30 June 2015. This difference of \$13 million is made up of a revaluation of Council's investment in Port Otago Limited of approximately \$10.9 million, and the surplus of approximately \$1.8 million as discussed above.

6. Audit and Risk Subcommittee

The Audit and Risk Subcommittee has given consideration to the Annual Report and Financial Statements, and has recommended their adoption.

7. Auditors

The Council's auditors are Deloitte, who undertakes the audit on behalf of the Auditor General. Mr Brett Tomkins is the Partner in charge of the audit. The auditors will be present at the meeting to present the audit report.

8. Recommendations

That;

- 1. The report be received.*
- 2. The Annual Report and Financial Statements for the year ended 30 June 2016, together with the report of the auditors, be adopted.*

Nick Donnelly
Director Corporate Services

REPORT

Document Id: A932761

Report Number: 2016/1041

Prepared For: Council

Prepared By: Manager Strategic and Transport Planning

Date: 07/09/2016

Subject: **Terms of Reference for the Regional Transport Committee**

1. Précis

Council is required to establish a regional transport committee for Otago as soon as practicable after the triennial election. The Otago and Southland Regional Transport Committees (RTCs) wish to further enhance cooperation between them. They have formulated common terms of reference that they are recommending this Council and Environment Southland adopt for their respective regional transport committees in the new triennium. This report presents the proposed terms of reference.

2. Proposed terms of reference

The Land Transport Management Act 2003 provides for a separate regional transport committee in each region, and sets out the membership of each committee. The legislation is silent on how regional transport committees might work together. Nevertheless, the Otago and Southland RTCs have been meeting together, using a common agenda, and alternating chairmanship of each meeting.

At their August meeting, the two RTCs resolved to recommend to Otago Regional Council and Environment Southland that the Otago and Southland Regional Transport Committees continue to meet together and to work cooperatively together during the next triennium. To this end, the two RTCs recommend that the two regional councils adopt similar terms of reference based on a common objective, and containing (1) the same statements of roles and functions – which refer to each role or function being undertaken “in cooperation with” the other regional transport committee – and (2) the same statement concerning voting rights, terms of membership and delegated authority, powers to act. Their proposed terms of reference are set out in the attachment to this report.

New features in these proposed terms of reference are:

1. clarity on the committee’s functions and power to act;
2. terms of reference for a joint Otago Southland Technical Advisory Group (TAG) to advise and support the Committees;
3. clarity on the responsibility of each Committee’ member to report back to the organisation he/she represents on the committee, and similarly for TAG members.

Appointment of ‘alternate’ members

Note, staff have sought legal advice concerning the wording of a Council resolution to appoint not only the members of the committee who represent the organisations required to be part of the Committee but also ‘alternates’ for when the primary representative may not be available. This advice should be available shortly.

3. Recommendation

That Council refer these terms of reference to the Director Corporate Services for action for the coming triennium.

Fraser McRae
Director, Policy Planning and Resource Management

ATTACHMENT TO REPORT

**PROPOSED TERMS OF REFERENCE
FOR OTAGO AND SOUTHLAND
REGIONAL TRANSPORT COMMITTEES
and the
OTAGO SOUTHLAND [REGIONAL] TRANSPORT
ADVISORY GROUP**

**As recommended by the Otago and Southland Regional Transport Committees
Version: 7 September 2016**

Terms of Reference for Southland / Otago Regional Transport Committee [delete name of one region, as appropriate]

Membership

The Regional Transport Committee for Southland / Otago (RTC) comprises:

- Two Regional Council representatives (Chair and Deputy Chair) or alternates
- One representative or alternate from the New Zealand Transport Agency

Otago

- One District Council representative or alternate from each of the:
 - Clutha District Council
 - Central Otago District Council
 - Dunedin City Council
 - Queenstown Lakes District Council
 - Waitaki District Council.

Total membership of the Otago committee equals eight.

Southland

- One District Council representative or alternate from each of the:
 - Gore District Council
 - Invercargill City Council
 - Southland District Council.

Total membership of the Southland committee equals five.

This is dictated by Section 105 of the *Land Transport Management Act 2003* (LTMA). Representatives and Alternates are appointed by the regional council.

Objective

To undertake the functions as prescribed by the *Land Transport Management Act 2003*.

Meeting Schedule

The RTC normally meets at least three times a year but may meet more regularly depending on the work to be undertaken or the issues to be addressed. Where possible, members will be advised, in advance, of the meeting schedule for the year.

Role and Functions

The role and functions of the Regional Transport Committee are as follows:

1. To undertake the statutory requirements of the *Land Transport Management Act 2003* (Appendix One).
2. To prepare the Regional Land Transport Plan (RTLP) in cooperation with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate], to prepare any applications to vary the RLTP and to process any applications to vary the RLTP (*LTMA section 106(1)(a)*).

3. To prepare and adopt a policy that determines significance in respect of:
 - a) any variations made to the RLTP.
 - b) activities included in the RLTP (*LTMA section 106(2)*).
4. To provide any advice and assistance the regional council may request on its transport responsibilities generally (*LTMA section 106(1)(b)*).
5. To undertake monitoring to assess implementation of the Regional Land Transport Plan including monitoring of the performance of activities (*LTMA section 16(3)(f) and 16(6)(e)*), in cooperation with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate].
6. To consult on a draft Regional Land Transport Plan for the Region in accordance with the consultation principles specified in section 82 of the *Local Government Act 2002*, in cooperation with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate].
7. To complete a review of the Regional Land Transport Plan during the six-month period immediately before the expiry of the third year of the Plan (*LTMA section 18CA*) in cooperation with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate].
8. To advise the Council on any significant legislative changes, programmes, plans or reports relating to the region's transport system.
9. To prepare and implement regional transportation planning studies, or pan-regional studies with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate], when necessary.
10. To represent and advocate for transport interests of regional and/or pan-regional Otago-Southland concern [delete name of one region, as appropriate].
11. To consider and submit on transport related policies, plans and consultation documents issued by the Ministry of Transport, New Zealand Transport Agency, regional/district councils, and other relevant organisations as considered appropriate, including submitting jointly with the Southland / Otago Regional Transport Committee when appropriate [delete name of one region, as appropriate].
12. To liaise with the Ministry of Transport, New Zealand Transport Agency, Commissioner of Police, regional/district councils, and other interested parties on transport matters, and advise the Council on any appropriate new initiatives as considered appropriate.
13. To cooperate with the Southland / Otago Regional Transport Committee [delete name of one region, as appropriate] and to engage with other regional transport committees and working parties, which from time to time may be established.

14. To consider advice and recommendations from the Otago Southland Regional Transport Advisory Group.

Members' responsibilities for reporting back to the organisation they represent

Each member of the RTC is expected to report back regularly to their organisation on matters discussed at Committee meetings, on the RLTP transport priorities for the region, its objectives and policies, and other content.

Terms of Membership

Should a vacancy occur in the membership of the RTC, the Committee Secretary shall report this to the next meeting of the Council for determination as to whether or not the nominating organisation or group is to be invited to nominate a replacement.

Voting Rights

Voting on the Regional Land Transport Plan cannot proceed unless [delete one, as appropriate]:

in the case of the Southland RTC, three committee members are present.

in the case of the Otago RTC, five committee members are present.

Each organisation (i.e. the regional council, NZTA and each district/city council) is therefore required to have alternative representatives nominated and approved by the regional council to act as a replacement should the original nominated representative be absent from a meeting.

No voting will occur should there not be a full quorum of committee members from those organisations allowed to vote on these matters.

Delegated Authority – Power to Act

The Regional Transport Committee:

1. Does not have the powers of Council to act in the following instances as specified by Clause 32 (1) of Schedule 7 of the *Local Government Act 2002* to:
 - a) Make a rate
 - b) Make a bylaw
 - c) Borrow money, or purchase or dispose of assets, other than in accordance with the Long Term Plan
 - d) Adopt a Long Term Plan, or Annual Plan or Annual Report
 - e) Appoint a Chief Executive
 - f) Adopt policies required to be adopted and consulted on under this Act in association with the Long Term Plan or developed for the purpose of the Local Governance Statement.
2. Does have the ability to appoint a panel to hear RLTP, submissions, working parties, advisory groups and, where there is urgency or special circumstances, a subcommittee to deal with any matters of responsibility within the Committee's Terms of Reference and areas of responsibility, and to make recommendations to the Committee on such matters, provided that a subcommittee does not have power to act other than by a resolution of the committee with specific limitations.
3. Does have the ability to make decisions in accordance with the Terms of Reference.

Power to Act (for the information of Council)

The Regional Transport Committee has the power to:

1. Monitor any transport activities of the Regional Council, Territorial Authorities and New Zealand Transport Agency in order to report on progress on the Regional Land Transport Plan.
2. Prepare and recommend variations to the Regional Land Transport Plan that trigger the RTC's significance policy.
3. Consider and recommend transportation planning studies and associated outcomes.
4. Provide recommendations to relevant Government agencies on transport priorities for the region and the allocation of national or regional transport funds.

Otago Southland [Regional] Transport Advisory Group

A pan-regional Otago Southland Transport Advisory Group (TAG) is a working group of technical transport officers from various organisations in the Otago and Southland Regions, which advises the Otago and Southland Regional Transport Committees on matters relating to:

- development of Regional Land Transport Plans for the two regions.
- regional prioritisation of transport projects
- any other transport matters requested by the Regional Transport Committee(s) or regional councils.

The Otago Southland Transport Advisory Group will be administered jointly by the Otago Regional Council and Environment Southland and is made up of representatives of the following organisations:

- Otago Regional Council
- Clutha District Council
- Central Otago District Council
- Dunedin City Council
- Queenstown Lakes District Council
- Waitaki District Council
- Environment Southland
- Southland District Council
- Invercargill City Council
- Gore District Council
- New Zealand Transport Agency
- any other organisations/individuals invited to participate and advise the RTC on technical matters relating to the Committee's Terms of Reference.

Appendix 2 sets out the terms of reference for the Otago Southland Transport Advisory Group.

APPENDIX ONE

Requirements of the Land Transport Management Act 2003 relating to Regional Transport Committees

105 Regional transport committees

- (1) As soon as practicable after each triennial election, every regional council must establish a regional transport committee under this section for its region.
- (2) Each regional council must appoint to its regional transport committee:
 - (a) 2 persons to represent the regional council; and
 - (b) 1 person from each territorial authority in the region to represent that territorial authority; and
 - (c) 1 person to represent the Agency.
- (3) *...(relates to unitary authorities)*
- (4) A person specified in subsection (2)(a) to (c) and (3)(a) and (b) may only be appointed on the nomination of the relevant entity.
- (5) *Repealed*
- (6) Each regional council must appoint from its representatives the chair and deputy chair of the committee.
- (7) At any meeting of a regional transport committee, the chair, or any other person presiding at the meeting, -
 - (a) has a deliberative vote; and
 - (b) in the case of an equality of votes, does not have a casting vote (and therefore the act or question is defeated and that status quo is preserved).
- (8) *Repealed*
- (9) Despite subsection (1) to (3), 2 or more adjoining regional councils or Auckland Transport and 1 or more adjoining regional councils may agree in writing to establish a joint regional transport committee and prepare a regional transport plan, in which case subsections (4), (6), and (7) apply with all necessary modifications.
- (9A) *...(relates to joint regional transport committees)*
- (9B) *...(relates to joint regional transport committees)*
- (9C) *...(relates to joint regional transport committees)*
- (10) If a regional transport committee is established under subsection (9), any reference in Part 2 of this Act to a regional council is to be read as a reference to each of the regional councils that have established the committee.
- (10A) *...(relates to joint regional transport committees)*
- (10B) *...(relates to joint regional transport committees)*
- (11) If the area of a territorial authority falls into the regions of more than 1 regional council, the territorial authority must decide (after consulting the relevant regional councils) which regional transport committee to join.
- (12) If subsection (11) applies, and a territorial authority fails to decide to join a regional transport committee, the Minister must direct the territorial authority to be represented by a particular regional transport committee.
- (13) *Repealed*

- (14) For the purposes of subsection (11), region has the same meaning as in section 5(1) of the Local Government Act 2002.
- (15) Nothing in this section applies to the Auckland Council or Auckland.

106 Functions of regional transport committee

- (1) The functions of each regional transport committee (other than the regional transport committee for Auckland) are:
 - (a) to prepare a regional land transport plan, or any variation to the plan, for the approval of the relevant regional council; and
 - (b) to provide the regional council with any advice and assistance the regional council may request in relation to its transport responsibilities.
- (2) Each regional transport committee, including the regional transport committee for Auckland, must adopt a policy that determines significance in respect of:
 - (a) variations made to regional land transport plans under section 18D; and
 - (b) The activities that are included in the regional transport plan under section 16.
- (3) *...(relates to joint regional transport committees)*

107 Procedure of committee

- (1) *Repealed*
- (2) The provisions of the Local Government Act 2002 and the Local Government Official Information and Meetings Act 1987 concerning the meetings of committee of regional councils, so far as they are applicable and with the necessary modifications, apply in respect of meetings of the regional transport committees.
- (3) The Agency is not, as a result of being represented on a regional transport committee, bound to:
 - (a) include any matter in a national land transport programme under section 19C; or
 - (b) approve an activity or a combination of activities under section 20.
- (4) *...relates to the Auckland Regional Transport Committee).*

APPENDIX TWO

Terms of Reference for Otago Southland [Regional] Transport Advisory Group

Background

The Otago Southland Transport Advisory Group (TAG) is a working group of technical transport officers from various organisations in the Otago and Southland Regions which advises the Otago and Southland Regional Transport Committees on matters relating to:

- development of Regional Land Transport Plans (RLTPs) for the two regions.
- development of a significance policy in respect of any variations made to the RLTPs and activities to be included in the RLTPs.
- technical advice and assistance that the Committees may request in relation to its transport responsibilities.

The Otago Southland Transport Advisory Group is administered jointly by the Otago Regional Council and Environment Southland.

Objectives

The objectives of the TAG are to:

1. Provide professional support, technical expertise and advice to the Otago and Southland Regional Transport Committees, Otago Regional Council, Environment Southland, central government and other public-sector organisations concerned with transport and travel, as and when necessary.
2. Facilitate opportunities for the integration, collaboration and co-ordination of transport planning and implementation in Otago and Southland.
3. Enable strategic discussions amongst officers of key organisations in Otago and Southland on matters relating to the planning and delivery of transport projects in the region, employing an integrated, multi-modal approach.
4. Provide a forum for staff of the Otago Regional Council and Environment Southland, eight district councils, New Zealand Transport Agency and other individuals/organisations of relevant technical expertise (such as NZ Police and ACC) to share information and ideas.
5. Provide a formalised contact point for transport matters in Otago and Southland at an officer level.

Functions

The functions of the TAG are to:

1. To provide advice and support to the Regional Transport Committees on the following matters:
 - a) preparation and development of the RLTPs for the Otago and Southland regions or any variations.
 - b) development of a significant policy in respect of any variations made to the RLTPs and activities to be included in the RLTPs.
 - c) monitoring and reviewing progress towards the adoption and implementation of the Regional Land Transport Plans.
 - d) any strategic or technical matters concerning transport that the Regional Transport Committees may request.

2. To advise the Regional Transport Committees on any significant legislative changes, programmes, plans or reports relating to the regions' transport system.
3. To liaise with Ministry of Transport, the New Zealand Transport Agency, KiwiRail, Nga Haerenga NZ Cycle Trail Inc., the NZ Police, Department of Conservation, District Councils, and other interested parties on land transport matters, and advise the Regional Transport Committees appropriately on any new initiatives being undertaken by these organisations.
4. To liaise with neighbouring regions and districts on cross-regional transportation matters, and advise the Regional Transport Committees on any appropriate initiatives relating to these issues.

Membership

The membership of the TAG comprises one nominated representative (and an alternate) from the following organisations:

- Otago Regional Council
- Environment Southland
- Clutha District Council
- Central Otago District Council
- Dunedin City Council
- Gore District Council
- Invercargill City Council
- Queenstown Lakes District Council
- Waitaki District Council
- Southland District Council

Plus membership from:

- any further representation from any of the above organisations, required to cover their functions concerning public transport, cycle trails or alternative modes of transport;
- New Zealand Transport Agency: one person from Highway and Network Operations and one person from Planning and Investment;
- any other organisations/individuals invited to participate and advise the RTC on technical matters relating to the Committee's Terms of Reference.

It may also be necessary for reference groups to be established which involve support people from the organisations listed above (as deemed appropriate) and which provide specific advice to the TAG on certain matters – for example maintenance, freight, road safety, passenger transport, rail, environmental, walking and/or cycling, and any other relevant interest groups, as appropriate.

Organisation and procedures

- **Meetings**

Meetings are to take place not less than once every six months and more frequently if required.

It is anticipated that the TAG will meet approximately once every 4 to 6 weeks during the development of the Regional Land Transport Plan for the region. Once this Plan is established the TAG will meet less frequently. TAG will meet approximately 4 to 6 weeks before each RTC meeting.

Meetings will be arranged jointly by Otago Regional Council and Environment Southland and the chairmanship of meetings, and taking of minutes will alternate between the two regional councils.

- **Convenors**

The convenors of the TAG will be a staff member from each of the Otago Regional Council and Environment Southland. Should another member of the TAG wish to require a meeting to be held, this request can be made to the Convenor(s) and a meeting then be established.

- **Attendance**

If nominated members are unable to attend a TAG meeting, each member should nominate an alternative representative of their organisation who has the member's proxy to attend in their absence.

Each member (or member's alternative representative) may also invite support or technical advisor/s to attend a TAG meeting with them. The role of that person/s is to provide advice to the respective member.

- **Servicing**

Notice of meetings, agenda preparation and meeting notes will be the responsibility of the convenors, with assistance from member organisation support staff. An agenda for the TAG meeting is to be circulated to members prior to the meeting and, where possible, agenda item contributions from members circulated in good time beforehand.

- **Minutes**

Minutes of each meeting are to be taken. The meeting notes may include a list of actions agreed to by participants.

Draft minutes and any action list are to be circulated to meeting attendees as soon as possible after each TAG meeting, to facilitate reporting back of TAG members to their parent organisations. Draft minutes are to be confirmed as accurate at a following meeting.

Minutes will be used to help prepare the agenda and reports for the following Regional Transport Committees' meeting(s). TAG minutes do not, therefore, need to be included on the RTC agenda.

- **Member responsibility including reporting**

The TAG acts on behalf of the Regional Transport Committees for Otago and Southland. As such, communication and feedback to the Committee is critical. TAG meetings are scheduled approximately one month before each RTC meeting, to allow feedback and recommendations from TAG to be included in the RTCs' meeting agenda.

When RTC seeks advice or work from the TAG, members of the TAG are expected to inform the TAG meeting about any relevant policies their organisations have, and to participate in discussion to see if a consensus can be reached on the advice or recommendation to be given to the RTCs.

TAG members should participate actively in the group and recognise that its success depends on a group effort. Members should recognise that the nature and scope of their roles, responsibilities and experience varies, and that each member has a valid contribution to make.

Members of the TAG are expected to report back to their respective organisations on matters discussed at TAG meetings. To facilitate this, drafts of TAG and RTC minutes are provided to TAG members as soon as possible after each TAG and RTC meeting.

REPORT

Document Id: A939146

Report Number: 2016/1072

Prepared For: Council

Prepared By: Manager Projects, Manager Support Services

Date: 22 September 2016

Subject: **Land Transport Amendment Bill**

1. Précis

The Land Transport Amendment Bill (“the Bill”) was introduced on 12 September 2016. The Bill’s purpose is to promote the efficiency, effectiveness, and safety of the land transport system.

Submissions on the Bill close on 27 October 2016. The purpose of this paper is to present to Council the key provisions of the Bill, to discuss those relevant to the Otago Regional Council, and to seek delegated authority to make a submission on the Bill.

2. Key provisions of the Bill

There are six key parts to the Bill as follows:

- Introduce new requirements that will apply to all small passenger services
- Make the alcohol interlock programme mandatory for repeat and serious first time drink-driving offenders
- Increase penalties for fleeing drivers
- Include new provisions to help limit fare evasion on public transport
- Update requirements relating to heavy vehicles
- Make miscellaneous changes to various provisions to make them more workable.

There are two areas of interest for the Otago Regional Council, and these are discussed below.

2.1 *Small passenger services (as they relate to Total Mobility)*

Currently under the Act, there are separate categories and rules for taxis, private hire services, dial a driver services, and shuttles. The Bill proposes creating a single class of small passenger services intended to enable operators to compete on an even footing, and provide a range of services that respond to market signals, while providing the necessary fundamentals for safety. The Bill proposes the following provisions for safety will be retained for all, except those sharing rides on a cost-sharing basis:

- Drivers will continue to require a P endorsement, and to display a driver identification card.
- Drivers must continue to operate within their work time limits.
- Vehicles will continue to require a certificate of fitness.
- Vehicles operating within the 18 main urban areas will require an in-vehicle recording camera, unless the service has alternative means of capturing and making available information about driver and passengers.

The following requirements are proposed to be removed:

- Taxi vehicles must have mandatory signs (including information about fares, mandatory branding, and information supplied in Braille).

- Taxi drivers must –
 - Have an area knowledge certificate
 - Pass a full licence test every 5 years
 - Have completed the passenger endorsement course.
- Taxi service operators must –
 - Belong to an approved taxi organisation
 - Provide small passenger services 24 hours per day , 7 days a week
 - Hold a certificate of knowledge of law and practice
 - Monitor driver panic alarms in taxis from a fixed location 24 hours per day, 7 days a week.

Staff Comment:

This is an area of interest for Otago Regional Council, as it administers the Total Mobility Scheme in Otago.

We are pleased that the requirement for taxi drivers to have a P endorsement remains. We note however that clause 64 of the Bill states the following:

“30P Driver must have or drive under transport service licence
 A transport service driver must, when using a vehicle in a transport service, -
 (a) Have the relevant transport service licence; or
 (b) Drive on behalf of the holder of the relevant transport service licence; or
 (c) Have been facilitated to connect with passengers by a facilitator who holds a small passenger service licence.”

We then note that clause 73 of the Bill brings in a new section as follows:

“79AB Offence to drive vehicle used in transport services without licence
 (1) A transport service driver commits an offence if the driver uses a vehicle in a transport service and there is no relevant transport service licence held by any of the following:
 (a) The driver;
 (b) A transport service operator on whose behalf the driver is driving;
 (c) A facilitator who facilitated the driver to connect with passengers of the service.”

We would seek clarification of the provisions above, which suggests drivers do not require P endorsements, and confirmation that all taxi drivers will be required to have a P endorsement.

With respect to drivers no longer having to pass a full licence test every 5 years, we believe that there needs to be some system in place to confirm that it is still appropriate for the driver to hold a P endorsement, whether for medical or any other reasons.

We do not support the removal of the requirement to provide information in Braille.

2.2 Fare evasion on public transport

The Bill seeks to assist enforcement officers in dealing with cases of fare evasion, reduce risks of fare evasion, and promote the efficiency of public transport operations. The Bill will give warranted enforcement officers new powers to require passengers to provide evidence they have paid a fare, provide their contact details when a valid ticket is not produced, and / or order a passenger to disembark the service. This means that public transport enforcement officers can get the necessary information to issue infringement notices to fare evaders without police intervention.

Staff comment

Currently public transport enforcement officers are warranted by the Commissioner of Police, and the Commissioner can withdraw or alter warrants if enforcement officers misuse them. There have been no amendments to these provisions. We would seek an amendment that would give Chief Executives of regional councils and Auckland Transport to the same powers as the Commission of Police, to warrant enforcement officers for the purpose of public transport fare enforcement, and withdraw or alter those warrants if misused.

Given the timing of the release of this Bill, a submission from this Council has not yet been prepared. It is recommended that staff be given authority to make a submission on behalf of Council, in line with the discussion contained in this paper.

3. Recommendation

That:

- 1) *The report be received.*
- 2) *Staff be given authority to make a submission on behalf of Council.*

Nick Donnelly
Director Corporate Services

REPORT

Document Id: A934112

Report Number: 2016/1052
 Prepared For: Council
 Prepared By: Finance Manager
 Date: 15 September 2016

Subject: **Financial Report to 31 August 2016**

The following information is provided in respect of the overall Council finances for the two months ended 31 August 2016.

1. Statement of Comprehensive Revenue and Expense and Statement of Financial Position

**Otago Regional Council
 Statement of Comprehensive Revenue and Expenses
 For the two months to 31 August 2016**

	Note ref	\$000s			
		Annual Budget	Year to date to 31 August 2016		
			Budget	Actual	Variance *
Revenue:					
Rate revenue		15,940	2,657	2,664	7
Government subsidies	Note 1	9,575	1,254	1,012	(242)
Other revenue		3,892	816	807	(9)
Dividend income from Port Otago Ltd	Note 2	7,400	1,233	1,233	-
Interest revenue	Note 3	2,150	362	217	(145)
Rental income		1,111	185	157	(28)
Gain in value of investment Property	Note 4	313	-	-	-
Other gains/(losses)	Note 5	-	-	397	397
Total Revenue		40,381	6,507	6,487	(20)
Less Expenses:					
Operating expenses	Note 6	30,034	4,449	3,522	931
Employee benefits expense		12,133	2,100	2,089	11
Depreciation expense		1,761	294	311	(17)
Total Expenses		43,928	6,847	5,922	925
Surplus/(deficit)		(3,547)	(340)	565	905
Income tax benefit		115	19	16	(3)
Surplus/(deficit) after tax		(3,432)	(321)	581	902
Revaluation gain – shares in subsidiary	Note 7	10,000	-	-	-
Net comprehensive revenue		6,568	(321)	581	902

Note *

In the above statement, bracketed variances indicate revenue less than the budgeted level, and expenditure in excess of the budgeted level.

Note 1 - Government Subsidies

The Council receives subsidies from Government agencies on eligible expenditure. The level of subsidy income is therefore directly related to the level of eligible expenditure.

The major source of subsidy income is from the NZ Transport Agency for the transport activity. Of the variance of \$242,000, the amount related to the transport activity is \$230,000.

The net transport subsidy level is lower than budgeted primarily due to the actual level of transport expenditure also being less than budgeted, particularly in respect of bus contracts and the timing of other developmental costs including the bus hub, differing from the timing anticipated in the budget.

Note 2 – Dividend Income from Port Otago Limited

The actual dividend amount reflects an accrual for the year equivalent to the budgeted dividend level. Dividend income is expected to be received as interim dividends in the months of February 2017 and June 2017, with a final dividend expected after June 2017.

Note 3 - Interest Revenue

Interest revenue is down \$145,000 on the budgeted amount. The interest revenue budget is based on an estimated level of investments expected to be held and an assumed interest rate. During the period reported upon, the average level of investments held was down on the estimate, and the average interest rate earned on investments was lower than budgeted.

Note 4 - Gain in the value of Investment Property

Investment Property is revalued annually, with the next revaluation date being 30 June 2017. Accordingly the year to date budget and actual gain are reported as nil amounts to 31 August 2016.

Note 5 - Other gains/(losses)

The gain of \$397,000 includes an increase in the fair value of the BNZ Managed Investment Portfolio for the period of \$435,000. Also included is a net \$38,000 loss on the disposal of surplus Council assets.

Note 6 - Operating expenses

Operating expenses are down \$933,000 on the budgeted amount of \$4,449,000.

The major factors contributing to the variance are timing differences where the level of activity and associated expenditure are less than anticipated in the budget to 31 August.

Transport activity expenditure is down \$300,000 with the significant item being the Bus Hub with expenditure of \$19,000 against the budget of \$283,000. Costs associated with the bus hub will increase as the project progresses in the months ahead.

Expenditure of \$8,000 associated with the acquisition and development of new principal premises is \$375,000 lower than the budgeted amount of \$383,000 reflecting a different progression of the project than anticipated in the budget. This timing variance is expected to lessen as the project progresses during the year.

Note 7 - Revaluation Gain – Shares in Subsidiary

The annual budget makes provision for an increase in the valuation of the Council's 100% shareholding in Port Otago Limited. The shares are valued annually, with the next revaluation date being 30 June 2017. Accordingly, the year to date budget and actual amounts reflect nil values.

Otago Regional Council
Statement of Financial Position as at 31 August 2016

		31 August 2016 \$000's	30 June 2016 \$000's
Current Assets			
Cash and cash equivalents	Note 1	2,026	2,540
Other financial assets	Note 1	52,920	56,198
Receivables	Note 2	5,868	3,298
Other current assets		304	725
Property held for sale and inventory		1,349	1,284
Dividends Receivable	Note 3	1,233	-
		63,700	64,045
Non-Current Assets			
Operating assets		84,293	84,138
Intangible assets		1,755	1,282
Investment Property	Note 4	10,785	10,785
Deferred tax asset		114	98
Shares in Port Otago Ltd	Note 5	418,239	418,239
		515,186	514,542
Total Assets		578,886	578,587
Current Liabilities			
Trade payables and accrued charges		3,828	4,134
Employee entitlements		1,358	1,483
Revenue in advance		147	-
		5,333	5,617
Non-current Liabilities			
		-	-
Total Liabilities		5,333	5,617
Net Assets		573,553	572,970
Total Equity and Reserves			
Public equity		134,934	137,205
Reserves			
Available-for-sale revaluation reserve	Note 5	398,239	398,239
Asset revaluation reserve	Note 4	8,724	8,724
Building reserve	Note 6	13,575	10,997
Asset replacement reserve		6,214	5,987
Emergency response reserve		3,915	3,891
Water management reserve		1,442	1,433
Kuriwao endowment reserve		6,286	6,271
Environmental Enhancement Reserve		224	223
		438,619	435,765
Total Equity and Reserves		573,553	572,970

Note 1 - Cash and Cash Equivalents and Other Financial Assets

Funds surplus to the Council's immediate and short term requirements are managed on Council's behalf by the BNZ. An Investment Portfolio and term deposits with durations of 4-12 months are included in the classification Other Financial Assets. Current bank balances and term deposits with durations of less than 4 months are included in Cash and Cash Equivalents.

Note 2 – Receivables

The amount of \$5,868,000 includes the accrual of rate income of \$2,664,000 for the two-month period of this report, as rate invoices were not issued until September.

Note 3 - Dividends Receivable

The dividend receivable amount reflects the accrual of expected dividends from Port Otago Limited for the period of this report.

Note 4 – Investment Property and Asset Revaluation Reserve

Investment property is revalued annually and is included at the 30 June 2016 valuation. The asset revaluation reserve reflects the revaluation amount of the investment property at 30 June 2016.

Note 5 – Shares in Port Otago Ltd and Available-for-Sale Revaluation Reserve

The Shares in Port Otago Ltd are included at the 30 June 2016 valuation, and the available-for-sale revaluation reserve reflects the revaluation amount of the shares. The shares will next be revalued as at 30 June 2017.

Note 6 – Building Reserve

The 2016/17 Annual Plan provides for the transfer to the reserve of \$2,500,000 from public equity. The transfer is fully reflected in the reserve balance to 31 August 2016, along with interest earned to date.

Note 7 – Comparative Amounts

At the time of preparation of this report, the comparative amounts as at 30 June 2016 remain subject to audit confirmation.

2. Recommendation

That this report be received.

Nick Donnelly
Director Corporate Services

REPORT

Document Id: A936476

Report Number: 2016/1063

Prepared For: Council

Prepared By: Director Corporate Services

Date: 15 September 2016

Subject: **Documents signed under Council's Seal, March - September 2016**

Précis

To inform the Council of delegations which have been exercised.

Documents signed under the Council's Seal*Inspection Warrants:*

Appointment as enforcement officer under S177 Local Government Act 2002 for the purposes of exercising the functions, powers and duties pursuant to the Local Government Act 2002 and the Otago Regional Council Flood Protection Management Bylaws:

- Richard Gray Lord
- Jean-Luc Payan
- Bishnu Prasad Gautam
- Robin Arthur Crawford

Appointment as enforcement officer under S177 Local Government Act 2002 for the purposes of exercising the functions, powers and duties pursuant to the Local Government Act 2002 and the Land Drainage Act 1908:

- Robin Arthur Crawford

Appointment as enforcement officer under S371B of the Building Act 2004 for the purposes of exercising the functions and powers under the Building Act 2004:

- Peter Gavin Kelliher
- Martin Hamish King

Appointment as authorised officer under S174 of the Local Government Act 2002 for the purposes of exercising the functions, powers and duties under the Local Government Act 2002 and the Building Act 2004:

- Peter Gavin Kelliher
- Gavin Noel Palmer
- Martin Hamish King

Recommendation

That the report be noted.

Nick Donnelly

Director Corporate Services

Report back from Councillors

OTAGO REGIONAL COUNCIL**Minutes of a meeting of the Policy Committee held in the
Council Chamber, 70 Stafford Street, Dunedin on
Wednesday 7 September 2016 commencing at 9:30am**

Membership: Cr Gretchen Robertson (Chairperson)
Cr Michael Deaker (Deputy Chairperson)
Cr Graeme Bell
Cr Doug Brown
Cr Louise Croot MNZM
Cr Gerrard Eckhoff
Cr Gary Kelliher
Cr Trevor Kempton
Cr Sam Neill
Cr Bryan Scott
Cr David Shepherd
Cr Stephen Woodhead

Apologies: Cr Brown
The apology was accepted.

In attendance: Peter Bodeker
Nick Donnelly
Fraser McRae
Scott MacLean
Gavin Palmer
Caroline Rowe
Lauren McDonald
Karin Little
Jane Turnbull

CONFIRMATION OF AGENDA

There were no changes to the agenda.

CONFLICT OF INTEREST

No conflicts of interest advised.

PUBLIC FORUM

No public forum.

MINUTES

The minutes of the meeting held on 20 July 2016, having been circulated, were adopted on the motion of Cr Croot and Cr Deaker.

Matters arising from minutes

FOR NOTING

Item 1

2016/1010 **Director's Report on Progress.** DPPRM, 25/8/16

The report provided an overview of significant activities undertaken by the Policy section since the last meeting of the Policy Committee.

It was advised that since the Director's report was written, Crs Bell and Eckhoff had attended the Manuherikia public meetings and these meeting were well received, with staff working well with the public. Cr Eckhoff advised that the information was communicated well, and that the staff in attendance did a good job.

Mr McRae acknowledged there is currently a degree of nervousness by irrigators, but that there was also acceptance of the process, including discussion with the affected communities before the setting of the minimum flows. He confirmed that staff were taking on board information gleaned from these public sessions.

It was confirmed that submissions on the Biosecurity 2025 discussion document closed on Friday 9 September 2016 and submission on the Urban Planning document would close on Monday 3 October 2016. Mr McRae confirmed his directorate were currently working on these submissions. It was requested that a copy of the Biosecurity submission be provided to the Policy Committee Chair and Deputy Chair, and for the Urban Planning submission to be circulated around all councillors prior to 3 October.

A concern was raised that central government needed to be a more active partner in the urban planning inquiry, rather than this just being a TLA platform.

Another concern was expressed in regard to the urban planning inquiry not specifically addressing a preference for either one or two pieces of legislation for addressing urban planning and environmental protection, or for an expanded EPA as a preference over regional councils for regulatory compliance and enforcement.

Mr McRae advised that Council had responded to the original draft of the Urban Planning document, and these points were now being included as part of considerations for Council to include in the National Policy Statement (NPS) on urban development, i.e. including the future development in Queenstown as a rapidly growing area.

Crs Eckhoff and Bell advised their attendance of the Wilding Conifer meeting in Queenstown on 6 September. Cr Eckhoff raised his concern over the speed with which the spread of wilding pines is occurring at Pukaki Downs Station, which was a presentation to the meeting. He expressed his concern that biodiversity needed to be a higher priority for Council, especially in the hill country areas.

Cr Robertson commented that it is important for biosecurity and pest management functions of Council to overlap, and for clear communication out to the communities to be in place for planned work.

Moved Cr Croot
Seconded Cr Neil

That the report be noted.

Motion carried

Meeting closed at 9:51 am

Chairperson

OTAGO REGIONAL COUNCIL**Minutes of a meeting of the Regulatory Committee held in the
Council Chamber, 70 Stafford Street, Dunedin on
Wednesday 7 September 2016 commencing at 9:53am**

Membership: Cr Sam Neill (Chairperson)
Cr Gerrard Eckhoff (Deputy Chairperson)
Cr Graeme Bell
Cr Doug Brown
Cr Louise Croot MNZM
Cr Michael Deaker
Cr Gary Kelliher
Cr Trevor Kempton
Cr Gretchen Robertson
Cr Bryan Scott
Cr David Shepherd
Cr Stephen Woodhead

Apologies: Cr Brown
Apologies were accepted on the motion of Crs Kelliher and Bell

In attendance: Peter Bodeker
Nick Donnelly
Gavin Palmer
Fraser McRae
Caroline Rowe
Scott MacLean
Lauren McDonald (minute taker)
Suzanne Watt

CONFIRMATION OF AGENDA

There were no changes to the agenda.

CONFLICT OF INTEREST

There were no conflicts of interest noted.

PUBLIC FORUM

No public forum.

MINUTES

The minutes of the meeting held on 20 July 2016, having been circulated, were adopted on the motion of Crs Eckhoff and Woodhead.

Matters arising from minutes

There were no matters arising from the minutes.

PART A – ITEMS FOR NOTING

Item 1

2016/0983 **Biosecurity and RMA Monitoring Report. DEMO, 19/8/16**

The report provided an update on water, air, pest, and contaminated site environmental monitoring and incidents for the period 1 July to 19 August 2016.

1.1.2 Water Metering - RMA Regulations

A question was raised in regard to what action Council could take to ensure full compliance for water metering in Otago by the end of 2016, in consideration of the approaches taken by both Environment Southland and Environment Canterbury.

Mr MacLean advised he would look to strengthen the message via the Stakeholder Engagement directorate to discourage complacency over installation of water metering and encourage action for replacement of deemed permits by the deadlines. He confirmed a wider targeted publicity campaign for compliance with the regulations would recommence with the start of the irrigation season.

A comment was made that Canterbury had a majority of piped water takes, which was a far simpler process to monitor than the open channel water takes in Otago. Also, some permit holders were not proceeding for their own reasons, but that many were seeking to group consents together and pull into schemes which should reduce the number of consents.

Mr MacLean confirmed he has been advised by a number of water abstractors who have confirmed they have not installed water meters due to working toward pulling together in group consents. He advised he would be concerned if people were not making contact at all and were not responding to Council correspondence.

2.1.1 Rabbits

An update was requested on the possibility of a new strain of rabbit virus to be introduced and the timing of this.

Mr MacLean advised that the K5 virus could not be seen as the "silver bullet" to address the rabbit infestation issue and that the import licence for the K5 virus was currently going through the EPA. He was confident that with the sector group, DOC and LINZ support in place that the virus could be imported under a current licence to import a virus, as it was a different strain of the current virus, and not a new virus. He confirmed the target date for release is Autumn 2017.

A question was raised in regard to the Albert Town area as to when pest management activity would take place, as rate payers were seeking urgent action due to the high level of rabbit infestation in the area.

Mr MacLean advised that in terms of undertaking compliance activity, priority had been on resourcing the velvetleaf and wallabies incursion responses. He advised that resources needed to be prioritised to get the best environmental outcome, which is a larger priority for undertaking the work, in particular for areas over 10 hectares. Also, as the McLean Scale model used for establishing rabbit numbers was based on large scale properties, it would not have sound legal basis to be used for smaller or urban properties. He confirmed there is some rabbit control work planned for the coming winter for Albert Town, but that it was also every land holder's responsibility to undertake control work on their property.

A question was raised on public safety in regard to poison use and the accessibility to poison for the public to control rabbits on their properties.

Mr MacLean advised that the availability for landholders to undertake poisoning using liquid pindone required them to hold a controlled substance licence, but that pindone in pellet form was available "off the shelf". He confirmed if the pindone in pellet form was administered by "hand laying", it did not require a licence.

Mr MacLean advised that in regard to the concern over public safety with the 1080 poisoning operation at Bannockburn, this was undertaken by private contractors, not ORC. He advised that landholders should go to the EPA if there have been issues with signage.

A question was raised in regard to the security of Otago's water reservoirs and the sources of water coming into the reservoirs, in terms of potential for *e coli* going unfound, such as had occurred in the Hawkes Bay.

Mr MacLean advised that the integrity of the drinking water supply is the responsibility of the TLA, under health standards by the Ministry of Health. The regional council's role was environmental water quality under Schedule 15 in the Water Plan.

2.1.2 Wallabies

Cr Kelliher advised his appreciation of the prompt assistance provided by Mr Maclean's directorate in responding to a request by Galloway farmers for assistance in tracking a wallaby sighting in the area. Assistance in the form of staff response and helicopter time was provided. Cr Bell confirmed that the Maniatoto Pest Company had also been involved and it was pleasing to see a good working relationship in place.

2.2.1 Plant Pest- Didymo

Mr MacLean confirmed that there is no known control for didymo. It has been present in different countries for many decades and it was about learning to live with it. He advised that "Check, Clean, Dry" is an MPI controlled and funded programme (of which ORC is one of the partner agencies), aimed to slow down the rate of the spread and had been effective to date. It was positive that there is no known didymo in the North Island and that there is an active programme in place for the interisland ferries.

A suggestion was made for Council to partner on some research based programmes with CRIs or universities to see if there was a possibility of making an intrusion on the living microscopic organism.

Mr Bodeker suggested that this be included in the Annual Plan discussions and confirmed that further information would be gathered on didymo for the Annual Plan process.

Mr MacLean advised that millions of dollars was spent on research into the control of didymo in New Zealand and internationally. Didymo has been present internationally for decades before it arrived in New Zealand and before biosecurity was a concern. He advised that MPI had made the statement that they are the global authority and that USA research on didymo did refer to NZ as the global authority.

It was acknowledged it was very important to have more awareness and publicity of the impact of didymo on freshwater in NZ.

Moved Cr Kelliher
Seconded Cr Bell

That the report be received.

Motion Carried

Item 2
2016/1022

Consent processing, consent administration and Building Control Authority update. DPPRM, 22/8/16

The report detailed consent processing, consent administration and building control authority activity for the period 1 July to 19 August 2016.

2. Appeals

RM15.202 Borst Holdings Ltd

An update was requested on the appeal.

Mr McRae advised that all the matters of concern were and this has been reported back to Court. Council were now awaiting the Court's final determination and once the Court has given its notice, that consent can be operated.

RM14.206 - Mt Campbell Station Ltd

A question was raised if it was Council policy under the RPS to encourage water storage to assist flows.

Mr McRae advised that storage of water was not directly encouraged and that Council takes a "neutral" stance. He confirmed that water storage options were part of discussions, with landholders, for their consideration.

Moved Cr Croot
Seconded Cr Kempton

That the report be noted.

Motion carried

Item 3
2016/1006

RMA, Biosecurity Act and Building Act Enforcement Activities.
DPPRM, 4/7/16

The report detailed Resource Management Act 1991, Biosecurity Act 1993 and Building Act 2004 enforcement activities undertaken by the Otago Regional Council for the period 1 July to 19 August 2016.

Moved Cr Croot
Seconded Cr Kelliher

That the report be noted

Motion carried

Item 4
2016/1024

Progress Report 1C Deemed Permit Replacement Project.
DPPRM, 22/8/16

This report noted progress on Project 1C implementation of the RPW policies.

Mr Bodeker confirmed Council has a responsibility to encourage people to be very aware of the circumstances that they face come 2021, i.e. that replacement of deemed permits are their responsibility. He advised that Council was being active in that area, assisting with initial discussions, and attempting to bring close geographically located people together to form groups in preparation for the consent application process. Mr Bodeker advised the matters deemed appropriate for Council involvement are encouragement and engagement.

A concern was expressed whether Council has enough resource for the significant number of consent applications which will need to be processed in a short period of time prior to the 2021 deadline. This would be a major workload for Council staff and commissioners with a large amount of resource planning still to be done.

A question was raised if Council were aware of the knowledge base that the current rural professionals have in regard to the replacement of deemed permits and other water permits.

Mrs Rowe advised that the report back from staff is that both landholders and rural professionals are very receptive and understand this deadline is coming and that work is required. Some more information was being sought and the Stakeholder Engagement directorate and Mrs Weaver were working on responding to this. She considered the knowledge of both the rural professional and landholders was very good.

Cr Kelliher commented that he believed that the farming sector were aware of the 2021 deadline, including timeframes and that financial lenders would not provide funding without consents being in place.

Mr Bodeker confirmed that staff are very aware of the workload and resourcing for the deemed permit replacement. He advised that the management team would define what resourcing (including scenarios around this) may be needed over the next 5 years and this would be brought back to Council as part of the Annual Plan.

Cr Robertson advised she supported Cr Kelliher's comments in regard to wide awareness by the farming sector and the discussions being held on the best options for water user groups or individuals. She advised that

she saw the Council's responsibility was to assist by providing good information.

Cr Eckhoff commented that water permit users still harboured a high degree of personal ownership of that water and with some individuals being reluctant to join collectives until they are sure it will allow them to continue as they have with water takes.

Mr McRae advised the policy in the Water Plan is clear that going into a group is not compulsory and the idea Council are forcing some to do this is not true. He advised it is clear in the policy that if a permit holder chose to remain alone they can be consented alone. The reason for this is in the Water Plan, no two consents or individuals are exactly the same, or have the same situation. There are some benefits to being in a group, i.e. better utilisation of the water managed as a group.

Cr Woodhead commented that the worst case scenario is Council are not in a position in two years' time to process these consents and with only four irrigation seasons left, action needs to be taken.

Moved Cr Woodhead
Seconded Cr Shepherd

That the report be noted

Motion Carried

Item 5
2016/1027

Appointment of Hearing Commissioners to September 2016
DPPRM, 31/8/16

This report noted appointment of hearing commissioners for the period June to September 2016.

Moved Cr Croot
Seconded Cr Robertson

That the report be noted

Motion Carried

The meeting was declared closed at 10:44am

Chairperson

OTAGO REGIONAL COUNCIL

Minutes of a meeting of the Communications Committee held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 7 September 2016 commencing at 10:45 am

Membership:

Cr Trevor Kempton (Chairperson)
Cr Graeme Bell (Deputy Chairperson)
Cr Doug Brown
Cr Louise Croot MNZM
Cr Michael Deaker
Cr Gerrard Eckhoff
Cr Gary Kelliher
Cr Sam Neill
Cr Gretchen Robertson
Cr Bryan Scott
Cr David Shepherd
Cr Stephen Woodhead

Apologies

Cr Brown
Cr Kempton

In the absence of Cr Kempton, Cr Bell chaired the meeting.

In attendance:

Peter Bodeker
 Nick Donnelly
 Fraser McRae
 Scott MacLean
 Gavin Palmer
 Caroline Rowe
 Lauren McDonald
 Karin Little
 Suzanne Watt
 Dean Olsen
 Adam Uytendaal
 Pete Stevenson

CONFIRMATION OF AGENDA

It was agreed for discussions of the South Dunedin public meetings to be added to the agenda.

CONFLICT OF INTEREST

No conflicts of interest noted.

PUBLIC FORUM

No public forum held.

MINUTES

The minutes of the meeting held on 20 July 2016, having been circulated, were adopted on the motion of Cr Woodhead and Cr Scott.

Matters arising from minutes

There were no matters arising from the minutes.

FOR NOTING

Item 1

2016/0981 **Stakeholder Engagement Report.** DSE, 24/8/16

The report provided an overview of community, stakeholder and staff engagement activities carried out by Stakeholder Engagement directorate staff for the period 2 July to 19 August 2016.

Mrs Rowe provided a verbal update on the recent South Dunedin meetings as they had occurred outside of the reporting period. She advised that Dr Palmer, herself and staff had been busy over the last two to three week period with stakeholder meetings and also the South Dunedin drop-in sessions, held on 1 and 2 September. She advised that there had been around 200 attendees at the drop in session, who were appreciative of the opportunity to talk to the ORC and DCC staff. The drop-in sessions were seen as a very valuable exercise in initiating good discussions with the South Dunedin community.

Mrs Rowe confirmed that the three online videos, presented by Dr Hornblow had been very successful, receiving over 60,000 views to date. The videos had also generated interest from school groups for Dr Hornblow to give talks. Good display materials (including transducers and dip meters) together with excellent technical publications, were made available to the public at the drop in sessions. It was also confirmed that the public were able to go online to the ORC website to view the bores at four sites, to see the water lines change in level in real time.

Cr Deaker confirmed he had attended four of the South Dunedin public meetings, he noted the very good work done by staff. He affirmed the positive comments made by the public on the joint approach by the ORC and DCC in working together.

Local Body Elections 2016

Mr Bodeker advised that he had received media enquiries regarding candidate profiles not being on the ORC website. He advised that the DCC had been engaged to be the Returning Officer, and confirmed it was the Returning Officer's responsibility to provide candidate profile information and for the arrangement of candidate meetings. He confirmed that there is a link in place on the ORC website to the page on the DCC's website with these candidate details.

A question was raised on the followup of the MOU meeting with NOIC, as noted in section 1.4.2 of the report. Mrs Watt advised that staff were working with NOIC on the draft plans for the Waireka Creek catchment and river management project. She advised there was a similar study under development in the Owaka/Catlins area to look at water quality, including discharge and runoff into the waterways.

Moved Cr Deaker
Seconded Cr Neill

That the report be noted.

Motion carried

Meeting closed at 10:55am.

Chairperson

OTAGO REGIONAL COUNCIL

Minutes of a meeting of the Technical Committee held in the Council Chamber, 70 Stafford Street, Dunedin on Wednesday 7 September 2016, commencing at 11:10am

Membership:

Cr Bryan Scott (Chairperson)
 Cr Doug Brown (Deputy Chairperson)
 Cr Graeme Bell
 Cr Louise Croot MNZM
 Cr Michael Deaker
 Cr Gerrard Eckhoff
 Cr Gary Kelliher
 Cr Trevor Kempton
 Cr Sam Neill
 Cr Gretchen Robertson
 Cr David Shepherd
 Cr Stephen Woodhead

Apologies:

Cr Brown
 Cr Kempton
Apologies accepted.

Leave of Absence: None

In attendance:

Peter Bodeker
 Gavin Palmer
 Nick Donnelly
 Fraser McRae
 Scott MacLean
 Caroline Rowe
 Lauren McDonald
 Pete Ravenscroft
 Dean Olsen
 Adam Uytendaal

CONFIRMATION OF AGENDA

There were no changes to the agenda.

CONFLICT OF INTEREST

Cr Kelliher declared a Conflict of Interest in regard to Item 2 of the agenda due to his position as Chairman of the Manuherikia Irrigation Co-operative Society.

PUBLIC FORUM

No public forum held.

MINUTES

The minutes of the meeting held on 20 July 2016, having been circulated, were adopted on the motion of Crs Scott and Croot.

Matters arising from minutes

There were no matters arising from the minutes.

PART A RECOMMENDATIONS

Item 1

2016/1020

Wanaka Basin – Cardrona Gravel Aquifer Managed Aquifer Recharge (MAR). DEHS 23/8/16

The report advised on the Managed Aquifer Recharge (MAR) which is a management approach to increase the availability of water in aquifers using surface water to actively replenish groundwater systems. In 2015, ORC commissioned Golder Associates to undertake a pre-feasibility assessment on artificial replenishment of groundwater in the Wanaka Basin-Cardrona Gravel Aquifer with water taken from the Cardrona River during late-winter and spring. The purpose of the work was to assist the community and stakeholders to understand the range of options available for water management in the lower Cardrona Valley.

The full report “*Pre-Feasibility Assessment, Managed Aquifer Recharge Wanaka Cardrona*” was circulated separately with the agenda.

Cr Scott summarised the report.

Dr Palmer advised that staff had identified that the Cardrona River characteristics might make managed aquifer recharge feasible, so the recharge report was completed as a piece information to inject into the minimum flow process.

Dr Olsen advised the genesis of the work is to resolve the potential conflict in the lower Cardrona River between water for instream values and out of stream use. The report was focussed on pre-feasibility.

Cr Brown joined the meeting at 11:19am

A question was raised as to how the report would inform and lead the community forward with the minimum flow process.

Dr Palmer advised that the report was intended to provide the community with the possibilities which might exist for them to work together to progress a feasibility study, if they wished to do so. He confirmed there are no fatal flaws at present. The report is to highlight, not promote the existence of an option for further consideration.

A question was raised around time frame for minimum flow.

Mr McRae advised that the minimum flow is around the interaction between what water remains in the river to support identified values and what can be taken for use. In the case of the Cardrona River, using out of season high flows to surcharge the aquifer has a similar water storage effect to building a dam. Consequently, aquifer recharge would make more water available for irrigation by creating an alternative water source to the river, and so making compliance with a set minimum flow more easily complied with.

Mr Bodeker commented that the tabled report was a piece of technical work and was an option for the community to pick up. He advised that any further work by ORC would need to be included in the Annual Plan planning, if required.

Mr Bodeker confirmed that the minimum flow work would continue independent from the communication of this technical piece of information/work.

Moved Cr Woodhead
Seconded Cr Robertson

That;

1. *This report is noted.*
2. *The report "Pre-Feasibility Assessment, Managed Aquifer Recharge Wanaka Cardrona" is provided to the water users within the Cardrona Valley and other stakeholders.*

PART B ITEMS FOR NOTING

Cr Kelliher left the room at 11:39am

Item 2
2016/1023

Manuherikia River and Dunstan Creek Management Flow. DEHS,
23/8/16

The covering report summarised the hydrological information and assessment of the ecological flow requirements for the Manuherikia River and Dunstan Creek. The results from the full technical report will inform the minimum flow setting process for the Manuherikia River.

The full technical report '*Management flows for Aquatic Ecosystems in the Manuherikia River and Dunstan Creek*' was circulated separately with the agenda.

Cr Scott summarised the report and clarified that the table on page 70 referred to aquatic flow recommendation based on naturalised flow.

Dr Palmer acknowledged the efforts of Dr Olsen, Mr Ravenscroft and Mr Lu Xiaofeng in producing the report ready for the community, including managing the inputs and the external peer review by NIWA.

A question was raised if the Manuherikia Strategy Group had received the report.

Dr Palmer advised that the report was not expressly provided to that group, and the report had been made public with the agenda. He confirmed the report is an ORC report and was independent from stakeholder input.

Moved Cr Woodhead
Seconded Cr Croot

That this report and the technical report 'Management flows for Aquatic Ecosystems in the Manuherikia River and Dunstan Creek' are received and noted.

The motion was put by division:

For: 8

Against: 2

Motion carried.

Item 3
2016/0980

Lake Snow Update. DEHS, 3/8/16

The report provides details on the definition, background, causes and issues associated with Lake Snow (lake snot) in Lakes Wanaka and Wakatipu.

Cr Kelliher returned to the room 12:03pm.

Cr Scott summarised the report.

Dr Palmer advised that the report intended to provide expert opinion to Council to enable better understanding of the issues and also the steps ORC is taking, including DNA testing that ORC intends to commission in the coming months.

A question was raised if lake snow fluctuated during the seasons and if it was visually unseen, e.g. not something that congeals on the surface of the water.

A question was raised in regard to aquatic pests such as didymo lagarosiphon and lake snow, if the pest problem was getting worse and what could be done from a technical perspective.

Dr Uytendaal advised that the report indicated a number of gaps in understanding why this has occurred. There is a need for a research programme moving forward, and that in time identify what is causing the problem and then apply managed interventions.

Mr Bodeker commented that in regard to the forming of management groups and their management plans for these iconic lakes, that the role of Council, if any, is being assessed. He confirmed that these groups have come to this Council in previous years around Annual Plan time to encourage Council in regard to funding for monitoring and other activities on these lakes. He advised that the communication needs to be around the technical information collected.

Cr Scott confirmed that ORC are proposing to approach Biosecurity NZ to establish if lake snow is a non native, invasive species, or not. He confirmed that MPI have been informed and that ORC is taking the lead on DNA testing on this.

Moved Cr Robertson
Seconded Cr Deaker

That this report be received and noted.

Motion Carried

Item 4
2016/0981

Director's Report on Progress. DEHS, 19/8/16

Topics covered in the report: Leith Flood Protection Scheme; South Dunedin groundwater monitoring and flood hazard system investigation; Green Island sea level monitoring site; Shotover Delta training line and target profile; Clutha bioenergetics and instream habitat modelling.

Dr Palmer confirmed that the Green Island ground level monitoring GNSS has now been installed and is operational.

Moved Cr Croot
Seconded Cr Shepherd

That this report is noted.

Motion Carried

Cr Scott as Chair advised he wished to take the opportunity to thank Dr Palmer and his science and engineering staff for all work they do, it is important and appreciated.

The meeting closed at 12:23pm

Chairperson

OTAGO REGIONAL COUNCIL

Minutes of a meeting of the Finance and Corporate Committee held in the Council Chamber, 70 Stafford Street, Dunedin On Wednesday 7 September 2016, commencing at 12.55pm

Membership:

Cr David Shepherd (Chairperson)
Cr Gary Kelliher (Deputy Chairperson)
Cr Graeme Bell
Cr Doug Brown
Cr Louise Croot MNZM
Cr Michael Deaker
Cr Gerrard Eckhoff
Cr Trevor Kempton
Cr Sam Neill
Cr Gretchen Robertson
Cr Bryan Scott
Cr Stephen Woodhead

Apologies

Cr Kempton
Apology was accepted

Leave of absence: NIL

In attendance:

Peter Bodeker
Nick Donnelly
Gavin Palmer
Caroline Rowe
Fraser McRae
Scott MacLean
Lauren McDonald (minute taker)
Sharon Bodeker
Gerard Collings

CONFIRMATION OF AGENDA

There were no changes to the agenda.

CONFLICT OF INTEREST

No conflicts of interest noted.

PUBLIC FORUM

No public forum held.

MINUTES

Minutes of the public portion of the meeting held on 20 July 2016, having been circulated, were adopted on the motion of Cr Croot and Cr Kelliher.

Matters arising from minutes

There were no matters arising from the minutes.

PART A - RECOMMENDATIONS

Item 1

2016/1019 **Annual Return of Inactive Subsidiaries.** DCS, 23/8/16

The report outlined the inactive subsidiaries of ORC owned companies: Regional Services Ltd; Regional Pest Services Limited; Regional Monitoring Services Limited and the requirement under the Companies Act for an Annual Return to be completed.

Cr Shepherd summarised the report.

Moved Cr Woodhead
Seconded Cr Kelliher

1. *That it shall not be necessary for Regional Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.*
2. *That no auditors be appointed for Regional Services Limited under section 196 (2) of the Companies Act 1993.*
3. *That it shall not be necessary for Regional Pest Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.*
4. *That no auditors be appointed for Regional Pest Services Limited under section 196 (2) of the Companies Act 1993.*
5. *That it shall not be necessary for Regional Monitoring Services Limited to hold an Annual General Meeting under section 120 of the Companies Act 1993.*
6. *That no auditors be appointed for Regional Monitoring Services Limited under section 196 (2) of the Companies Act 1993.*

Motion Carried

Item 2

2016/1026 **Executive report.** DCS, 24/8/16

The report described the significant activities carried out by the Finance and Corporate sections since the last meeting of the Committee. This report included updates on: 2015/16 Annual Report; rates; Kuriwao Endowment land, and account payments.

Mr Donnelly advised that the rates assessments have gone out and that the first recipients should be in receipt of these within the next day or two.

Moved Cr Shepherd
Seconded Cr Neill

- 1) *That this report be received.*
- 2) *That the payments and investments summarised in the table above and detailed in the payment schedule, totalling \$3,417,472.76, be endorsed.*

Motion carried

PART B – FOR NOTING

Item 3

2016/1028 **12 Month Review to 30 June 2016.** DCS, 25/8/16

The report summarised the project progress for the 12 months to 30 June 2016. The report '12 Month Review to 30 June 2016' was circulated separately with the agenda. The full financial position of Council for the year ended 30 June 2016 will be presented in the Annual Report to the Council at its meeting on 28 September 2016.

Cr Shepherd commented that the traffic light style report indicated the measurement of successful or unsuccessful levels of service (targets) for Council activities for the twelve months to 30 June 2016.

A concern was expressed that Council should be able to control, rather than just monitor water and air quality in the region.

Mr Bodeker responded that ORC only have the ability and responsibility to control the monitoring of air and water quality, not the use. He added that an organisation could not be held responsible, at a governance or operational level, for a target it had no control over.

A comment was made that the report provided a good format for engagement with communities and for accountability for the Council's work programme targets.

It was suggested during planning for the Annual Plan and Long Term Plan in the new triennium to include more measurable detail around achievability and priorities, for the Council's work programmes to allow for good discussion in this process earlier.

A request was made to include the detail and measurement for the target around the new head office building to be included in this report for the next reporting period.

Moved Cr Woodhead
Seconded Cr Robertson

That the report and the “12 Month Review to 30 June 2016” report be received.

Motion carried

Item 4

2016/1030 **Passenger Transport Update – August 2016.** DCS 26/8/16

The report provided a brief overview of the services and fare zone structure changes implemented on 15 August 2016, including the implementation of the Unit 4 service; new fare zones and same zone free transfer; the Bus hub/interchange and Total Mobility.

Mr Collings advised staff were currently reviewing the infrastructure in and around Pak’n Save and The Warehouse site with the intention of providing extra bus stops along that part of Hillside Road.

A question was raised in regard to public response to the Unit 4 service implementation on 15 August, including the free bus transfer and the transition over to the new system.

Mr Collings advised that some technical difficulties had been experienced with the free transfer system but the last of the required fixes had been applied as of 7 September and now the system is operating as intended. Those passengers that have raised an issue of not receiving a free transfer have had a credit applied to their GoBus card as reimbursement for the loss of fare.

Bus Hub

In response to a question Mr Bodeker advised that an email was provided to the DCC offering a presentation to them on the Bus Hub.

Mr Collings advised the presentation to the DCC was not specifically on the Bus Hub but would be a generic briefing on public transport and that the information provided would already have been received by this Council.

He advised staff are progressing with the preliminary bus hub design and have met with almost all of the landholders and tenants on that section of Great King Stand to try to incorporate their views into the next design stage.

The intersection modelling is on target and will be available for review at the end of September, along with the preliminary design. The consultants are also identifying suitable sites for a full scale traffic test of the proposed layout, which will include the impact on traffic with the bus movements in and out the area.

Moved Cr Bell
Seconded Cr Kelliher

That the report be received.

Motion carried

Item 5

2016/1034 **Queenstown Lakes District Council – Park and Ride Trial Wakatipu.**
DCS, 29/8/2016

The report outlined the proposed trial of a “park and ride” service between the Frankton area and the Queenstown CBD, which is being considered by the Queenstown Lakes District Council (QLDC). The intention of the trial is to assist in evaluating whether there is a long term need for such a service within the network.

Mr Donnelly confirmed that the proposal had been initiated by QLDC and that Mr Collings has held initial discussions with QLDC about the potential of running a trial for a “park and ride” service. The proposal was still at the very early stages and the paper was to inform Council that this proposal is being considered and that discussions were ongoing.

A question was raised if QLDC had the ability to undertake this trial on its own and then register with ORC, or if it was envisaged this service would link into the existing public transport system, or if it was intended to be a specialist shuttle from a “park and ride” facility.

Mr Collings advised that QLDC could seek to register a commercial service in their own right and in considering their registration; Council staff would need to consider any material impact on the existing network itself. If the service was found to be in direct competition with one of services currently operating there would be potential for the registration to be declined on that basis. He advised that ORC staff have been actively engaged with QLDC staff to establish if there is an alternative way to deliver this service by integrating it with the existing network on a trial basis, with QLDC providing the local share if NZTA were to fund the service.

Moved Cr Kelliher
Seconded Cr Shepherd

That the report be noted

Motion carried

PART C - EXCLUSION OF PUBLIC

Moved Cr Kelliher
Seconded Cr Woodhead

That the public be excluded from the following part of the proceedings of the meeting.

The general subject of each matter to be discussed while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under Section 48(1)(a) of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

	General subjects of each matter to be considered	Reason under LGOIMA for passing this resolution	Grounds under S.48 for the passing of this resolution
Item 6	Minutes of the In Committee portion of the Audit and Risk Subcommittee meeting held on 16 June 2016	To enable any local authority holding the information to carry out negotiations, without prejudice or disadvantage, commercial activities. S7(2)(h)	S.48(1)(a)(i)

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 are as shown above with respect to each item.

Motion carried

Following the discussion of Item 6

Moved Cr Shepherd
Seconded Cr Bell

That the meeting resume in open session.

Motion carried

Cr Shepherd advised as it was his final meeting as Finance and Corporate Chairman, he wanted to acknowledge the support given to him as Chair. He advised it had been an interesting and rewarding experience. He acknowledged the wisdom and foresight of many Councillors that had preceeded the current members, including Cr Croot, in setting up an organisation with a robust and strong financial sector. He thanked Councillors for their support and wished them well in the up coming elections and for the new triennium.

The meeting was declared closed at 1:43pm.

Chairperson