

## Otago Regional Council meeting 26 October 2016

Attached is the agenda for the inaugural Council meeting of the Otago Regional Council, for the 2016-2019 triennium, which is to be held on Wednesday 26 October 2016, commencing at 9:00 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/>.



**Committee Secretary**

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## OTAGO REGIONAL COUNCIL

**Agenda for the inaugural meeting of Council to be held  
in the Council Chamber, 70 Stafford Street, Dunedin on  
Wednesday 26 October 2016, commencing at 9:00 am**

**Membership:**

- Cr Graeme Bell**
- Cr Doug Brown**
- Cr Michael Deaker**
- Cr Carmen Hope**
- Cr Trevor Kempton**
- Cr Michael Laws**
- Cr Maggie Lawton**
- Cr Sam Neill**
- Cr Andrew Noone**
- Cr Gretchen Robertson**
- Cr Bryan Scott**
- Cr Stephen Woodhead**

### **Chairperson**

The Chief Executive, Mr Peter Bodeker, will assume the chair as required by Clause 21(4) of Schedule 7 of the Local Government Act 2002 until the election of Chairperson and the attesting of the declaration of office.

### **Welcome**

Mr Peter Bodeker, Chief Executive

### **Item 1 Declaration of Office by Councillors**

Councillors elect take the declaration as required by Clause 14 of Schedule 7 of the Local Government Act 2002.

### **Item 2 2016/1099**

#### **Voting System for Certain Appointments. DCS, 19/10/16**

Explaining the options provided in the Local Government Act 2002 for the voting system for certain appointments, and proposing an option for adoption by this Council.

Item 3 Election of Chairperson

Item 4 Declaration of Chairperson

Item 5 Election of Deputy Chairperson

Item 6 General Explanation of Relevant Legislation

Item 7  
**2016/1104 Schedule of Meeting Dates to December 2017, DCS 19/10/16**

The report presents for consideration a draft schedule of Council and Committee meetings for the period to December 2017.

## REPORT

Document Id: A947514

Report No: 2016/1099

Prepared For: Council

Prepared By: Director Corporate Services

Date: 17 October 2016

**Subject: Voting System for Certain Appointments**

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### 1. Précis

The Local Government Act 2002 provides options for the voting system for certain appointments, including the election of the Chairperson and Deputy Chairperson of a Regional Council, Committee Chairpersons and Deputy Chairpersons, and representatives. Council resolution on an option is therefore required.

### 2. Background

Under Schedule 7 of the Local Government Act 2002 (“the Act”), the Council must adopt the voting system for certain appointments. These appointments include:

- The election or appointment of the Chairperson and Deputy Chairperson of a Regional Council.
- The election or appointment of the Chairperson and Deputy Chairperson of a Committee.
- The election or appointment of a representative of a local authority.

### 3. Voting Systems

In these circumstances the Council must determine by resolution that a person be elected or appointed by using one of the following systems of voting:

#### (1) *System A*

- (a) requires that a person is elected or appointed if he or she receives the votes of a majority of the members of the local authority (or committee) present and voting; and
- (b) has the following characteristics:
  - (i) there is a first round of voting for all candidates; and
  - (ii) if no candidate is successful in that round there is a second round of voting from which the candidate with the fewest votes in the first round is excluded; and
  - (iii) if no candidate is successful in the second round there is a third, and if necessary subsequent, round of voting from which, each time, the candidate with the fewest votes in the previous round is excluded; and

- (iv) in any round of voting, if two or more candidates tie for the lowest number of votes, the person excluded from the next round is resolved by lot.

**(2) System B**

- (a) requires that a person is elected or appointed if he or she receives more votes than any other candidate; and
- (b) has the following characteristics:
  - (i) there is only one round of voting; and
  - (ii) if two or more candidates tie for the most votes, the tie is resolved by lot.

Council resolution of the system to be used for the positions outlined is therefore required.

**4. Comment**

The Council can choose either of the two voting systems set out above for the appointments or elections. The Council is entitled to adopt different systems for each of the elections or appointments. However, for reasons of ease and practicality, it is suggested that the Council adopt the same procedure for all such appointments.

**5. Nominations for the Voting Systems**

The Chief Executive will call for nominations for the voting systems and shall seek a mover and seconder. Standing orders shall apply.

**6. Resolution of Ties by Lot**

Both voting systems require a resolution by "lot" if two or more candidates receive an equal number of votes and no one else is elected. Consideration of the method of resolution by lot is required. The most common procedure is for the names of the candidates with the same number of votes to be placed in a container and the name of the person drawn out by an independent person is deemed the winner i.e. excluded from the next round (System A) or elected (System B). It is recommended that this process be used in the event that there is a tie between candidates.

**7. Open Voting**

It is noted that the Local Government Act requires that an act or question coming before a local authority must be done or decided by open voting.

The method of voting shall be an expression of opinion on the voices or a show of hands, the result of either of which, as announced by the Chief Executive, shall be conclusive unless such announcement is questioned immediately, in which event the Chief Executive shall call a division.

When a division is called for, the Chief Executive shall arrange for the names of the members voting "aye" and "no" respectively, to be taken down and listed. The Chief Executive shall declare the result.

If a nominated system is voted down (meaning less than 50% of the Councillors present and voting) and the alternative system has not been nominated, the Chief Executive shall call for nominations for that system. Once that system is moved and seconded, it shall be declared the winner.

In the event there is a tie between the systems, the winner shall be determined by lot.

**8. Newly elected Chairperson to take the chair before Deputy Chairperson is elected**

Once the voting procedure has been decided the Chief Executive will call for nominations for the office of Chairperson. No person may move or second themselves.

If there is more than one nomination, the nominator, seconder and all other Councillors may speak in the debate. The nominator has the right of reply.

The Chief Executive shall call for a motion to vote for the Chairperson in accordance with the system resolved. Standing orders shall apply. Councillors shall vote for one nominated candidate.

Once elected, the newly elected Chairperson shall take the chair for the rest of the meeting.

Election of the Deputy Chairperson will proceed after the Chairperson takes the chair.

**9. Recommendation**

(1) That the Council:

- a. Receives the report;
- b. Resolve a voting option for the election or appointment of positions defined by the Local Government Act 2002 as certain appointments, either:
  - i. Voting system A (election by the majority of members)  
OR
  - ii. Voting system B (election by the majority of members).
- c. Agrees that, in the event of a tie between voting system A and B, the system to be used shall be resolved by lot as described in section 6 of this report.
- d. Agrees that, in the event of a tie under voting system A, the candidate to be excluded from the next round of voting shall be resolved by lot as described in section 6 of this report.
- e. Agrees that, in the event of a tie under voting system B, the candidate to be elected or appointed shall be resolved by lot as described in section 6 of this report.

Nick Donnelly  
**Director Corporate Services**

## REPORT

Document Id: A948302

Report Number: 2016/1104  
Prepared For: Council  
Prepared By: Director Corporate Services  
Date: 19 October 2016

Subject: **Schedule of Meeting Dates to December 2017**

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### 1. Précis

A draft schedule of Council and Committee meetings has been prepared and is submitted to Council for consideration.

### 2. Background

The Local Government Act generally requires 14 days' notice of meetings. Provision is also made to adopt a schedule of meetings, to obviate the need for the notice formality. A schedule also provides Councillors with the knowledge of meetings for the year in order that they may plan their commitments.

### 3. Proposed Schedule

A proposed meeting schedule through to December 2017 is attached.

The schedule is predicated on a six week cycle with the Council meeting usually scheduled two weeks after the Committee meetings. Statutory holidays are also referenced. There are eight Council and Committee rounds in the 2017 year which is consistent with the number of meetings held in previous years.

The schedule proposes one day for Council and Committee meetings. A full agenda will be prepared and notified prior to each meeting and it is anticipated meetings will commence at 9.00am. Where by virtue of business to be transacted, or workshop topics, additional time is required, an additional day may be added on the day after the scheduled meeting.

### 4. Recommendation

*That the attached draft Schedule of Ordinary Council and Committee Meetings to December 2017 be adopted.*

Nick Donnelly  
**Director Corporate Services**

## Schedule of Ordinary Council and Committee Meetings October 2016 to December 2017

2016		Meeting	Other Key Dates
26 October	(Wed)	Inaugural Council	
2 November	(Wed)	Council	
23 November	(Wed)	Committees	
7 December	(Wed)	Council	
2017			
6 February	(Mon)		Waitangi Day
8 February	(Wed)	Committees	
22 February	(Wed)	Council	
20 March	(Mon)		Otago Anniversary Day
22 March	(Wed)	Committees	
5 April	(Wed)	Council	
14 April	(Fri)		Good Friday
17 April	(Mon)		Easter Monday
25 April	(Tues)		Anzac Day
3 May	(Wed)	Committees	
17 May	(Wed)	Council	
5 June	(Mon)		Queen's Birthday
14 June	(Wed)	Committees	
28 June	(Wed)	Council	
2 August	(Wed)	Committees	
16 August	(Wed)	Council	
13 September	(Wed)	Committees	
27 September	(Wed)	Council	
18 October	(Wed)	Committees	
23 October	(Mon)		Labour Day
1 November	(Wed)	Council	
29 November	(Wed)	Committees	
13 December	(Wed)	Council	