



## COUNCIL MEETING PUBLIC AGENDA

Wednesday, 3 April, commencing at 1 p.m.  
Council Chamber, Philip Laing House  
144 Rattray St, Dunedin

Members of the public are welcome to attend.

Meeting documents and attachments are available online at: [www.orc.govt.nz](http://www.orc.govt.nz)

### **Membership**

Cr Stephen Woodhead	<i>(Chairperson)</i>
Cr Gretchen Robertson	<i>(Deputy Chairperson)</i>
Cr Graeme Bell	
Cr Doug Brown	
Cr Michael Deaker	
Cr Carmen Hope	
Cr Trevor Kempton	
Cr Michael Laws	
Cr Ella Lawton	
Cr Sam Neill	
Cr Andrew Noone	
Cr Bryan Scott	

### **Attending**

Sarah Gardner	<i>(Chief Executive)</i>
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### **Disclaimer**

Please note that there is an embargo on agenda items until 48 hours prior to the meeting. Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.

*For our future*

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## 1. APOLOGIES

## 2. LEAVE OF ABSENCE

Cr Andrew Noone has requested Leave of Absence.

## 3. ATTENDANCE

## 4. CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

## 5. CONFLICT OF INTEREST

Members are reminded of the need to stand aside from decision-making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

## 6. PUBLIC FORUM

## 7. PRESENTATIONS

## 8. CONFIRMATION OF MINUTES

### Recommendation

*That the minutes of the (public portion of the) Council meeting held on 20 February 2019 be received and confirmed as a true and accurate record.*

### Attachments

1. Minutes of Council Meeting - 20 February 2019 [8.1.1]

## 9. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

### Status report on the resolutions of the Council Meeting

Report	Action	Status
Delegations – Resource Management Act  (Council 27/6/18)	<i>An independent review of the Council's consenting functions be undertaken</i>  <i>That the Chief Executive prepares a brief on the requirements of the review for Council consideration.</i>	<b>COMPLETE</b>

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

### 10.1. Chairperson's Report

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<b>Prepared for:</b>	Council
<b>Report No.</b>	GOV1833
<b>Activity:</b>	Governance Report
<b>Author:</b>	Cr Stephen Woodhead, Chairperson
<b>Date:</b>	28 March 2019

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### RECOMMENDATION

*That the Council:*

- 1) **Receives** this report.

### MAYORAL FORUM

- [1] The Otago Forum has discussed and agreed there is a need for a staff member to be dedicated to service the Otago Mayoral Forum. We met briefly on the 5<sup>th</sup> of March to discuss further the strategic priorities for the region which will assist inform the skills needed to support the forum. Many of the items listed have existing work streams or organisations already undertaking work.
- [2] Topic headings are:
  - Workforce availability, (seasonal, skills shortage, work stream, effect of major projects across the region).
  - Housing availability and affordability.
  - Tourism (regional dispersal, responsible camping, South Island strategy).
  - Otago Regional Economic Development Strategy.
  - Environmental (province-wide water quality, wilding conifers, climate change).
  - Futures. What does the Otago of the future look like?
  - Opportunities for shared services.
  - Iwi Partnership.
- [3] Topics needing monitored include:
  - Healthcare (Dunedin Hospital rebuild, Rescue Helicopter Service, maintaining and enhancing rural care).
  - Provincial Growth Fund applications.
- [4] Following the workshop a position description is being developed.

### CIVIL DEFENCE AND EMERGENCY MANAGEMENT

- [5] The Group Plan 2018-2028 was confirmed for consultation and is open for submissions until the end of April, with hearings to be held later in May. Our aim is to complete the process and have the plan operational during July.

- [6] Mr Hawker's update included noting at the Coordinating Executive Group (CEG) meeting on 25 January. The Committee welcomed to the table as Iwi representative, Robyn Wallace, Ngai Tahu Emergency Manager. Robyn's involvement with the Otago group is warmly welcomed and we will be engaging with Robyn on a regular basis both for advice and to support our ongoing efforts to become more engaged with the Maori community across Otago. In 2020 the focus of the National CDEM Exercise will be a response to an alpine fault event. To prepare for this, we will be programming a bi-regional exercise towards the end of this calendar year, during which we will test several areas of capability including operational systems and regional communications.
- [7] The draft budget for inclusion in the ORC 2019/2020 Annual Plan noted an extra staff member planned for in the Queenstown district which will be funded under the existing budget. Expenditure for the current year is on budget.
- [8] Standard Operating Procedures for Mayors/Chairs and Controllers are being finalised. A folder for all is being produced and an electronic version of all documentation will be prepared and loaded onto personalised USB Identity Cards which will be issued to Mayors, Controllers, Chief Executives and function heads of all EOC management roles.

#### **MANA TO MANA**

- [9] Councillors Neill, Deaker and Robertson, Mrs Gardner, and I met with Edward Ellison, Marewa Preddy and Tahu Potiki to discuss how our partnership with Iwi will work through the Water Plan review. Kai Tahu have expressed their support for a whole plan review, and when considering incremental plan changes, would like to see the principles and a framework in place for the whole plan review before getting too far down the track with plan changes. It was agreed that this would be advantageous for all parties and could be developed in parallel with the first plan changes.

#### **OTHER MEETINGS ATTENDED**

- [10] Wanaka A & P Show.
- [11] Water Plan workshop, Cromwell.
- [12] Bus Hub opening.
- [13] Otago Anniversary Day Dinner.
- [14] Port Otago Open Day.
- [15] Christchurch Victims' National Remembrance Service.

Nil

## 10.2. Chief Executive's Report

**Prepared for:** Council  
**Report No.** CEO1814  
**Activity:** Governance Report  
**Author:** Sarah Gardner, Chief Executive  
**Date:** 26 March 2019

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### KEY MEETINGS ATTENDED

- [1] 25 February – met with Barry Law and Phil Ker – Untouched World and Waterwise Programme
- [2] 26 February, Cromwell – Workshop: Options for progressing the setting of freshwater objectives and limits for the Arrow, Cardrona and Manuherikia catchments in light of the pending expiry of the deemed permits and the planned review of the Regional Plan: Water for Otago
- [3] 29 February – met with Dougal McGowan, Otago Chamber of Commerce
- [4] 29 February – met with Andrew Booth, South Otago Buyers Investment Group
- [5] 4 March – met with Caleb Mercer, PivotPoint – Customer Service Strategy
- [6] 5 March – met with Vendors on possible land purchase
- [7] 5 March – attended the Otago CDEM Joint Committee meeting
- [8] 5 March – attended the Otago Mayoral Forum
- [9] 6 March – regular catch-up meeting with Dr Sue Bidrose, CEO of Dunedin City Council
- [10] 8 March – Bus Hub media briefing
- [11] 11 March – Invercargill – attended Rescue Helicopter Trust function
- [12] 13 March – spoke at the ORC Environmental Extension Group meeting
- [13] 14 March – Audit and Risk Subcommittee meeting
- [14] 15 March – Mana to Mana meeting
- [15] 18 March – met with Forest and Bird
- [16] 19 March – Port Liaison Subcommittee meeting
- [17] 20 March – attended Bus Hub Launch
- [18] 26 March – regular phone catch-up with Sanchia Jacobs, Chief Executive Central Otago District Council
- [19] 26 March – met with Tahu Potiki of Aukaha
- [20] 26 March – met with Sheffield
- [21] 26 March – met with Jonno Hill, CEO of Hill Laboratories – laboratory contract
- [22] 27 March – attended by phone Maritime New Zealand and Regional Council Steering Group meeting

- [23] 28 March – met with Ravensdown
- [24] 28 March – attended Rescue Helicopter Trustee Retirement Dinner
- [25] 29 March – spent day with South Otago Buyers Investment Group
- [26] 1 April – Keynote speaker at joint New Zealand Planning Institute and Resource Management Law Association Otago event

## **RECOMMENDATION**

*That the Council:*

- 1) ***Receives this report.***

## **DISCUSSION**

### **Environmental Extension Group Meeting**

- [27] The recent Environmental Extension Group Meeting was the first meeting since 2017. The Group comprises key Non-governmental Organisations, Government Organisations and on this occasion also included leads representing key Catchment Groups.
- [28] I presented to the Group and followed up with an extensive opportunity for questions. My key messages covered Otago Regional Council's four key priorities (Water, Climate Change, Urban Development and Biodiversity), the challenges we face with changing demands and expectations from central government, our Water Plan review, and the implementation of Plan Change 6A.
- [29] Other areas touched on for clarity included the focus Council is putting on achieving compliance with permitted activity rules for Plan Change 6A, some detail around how the Water Plan review will enable planning at a catchment level, and the difference between the role of our staff and farm advisors and why we are not the latter.
- [30] Questions included a focus on our approach to consenting for farms that do not consider they can comply with Plan Change 6A, the use of Overseer and the rules around it, and the role of our staff in working with landowners to comply.

### **Proposed/Partially Operative Regional Policy Statement**

- [31] On 15 March 2019 Judge Jackson of the Environment Court issued his Procedural Decision No NZEnvC42 on appeals to the Proposed Regional Policy Statement (RPS) (see the attached).
- [32] The procedural decision presents us with a significant issue. It states, "prima facie the purpose of the Act is not achieved by the Proposed Otago Regional Policy Statement when read as a whole with the partly operative RPS". The judgement regarding the purpose of the Act is problematic in that it impacts the integrity of the RPS.
- [33] Under delegation I have taken the necessary steps to lodge an appeal on this decision to the High Court.

### **Customer Service Strategy**

- [34] As part of the work we are undertaking to progress the potential development or purchase of a customer relationship management tool, we have embarked on the early stages of developing a Customer Service Strategy.
- [35] The strategy will provide the direction for our future customer service offering, consider our overall customer experience and ensure that when we make decisions about what kind of customer relationship management tool we might need it will be informed by our future expectations around the service we offer.
- [36] The Strategy will come to Council for consideration in the new financial year.

#### **ATTACHMENTS**

1. 2019-03-15 Procedural Decision - Chapter 3 **[10.2.1]**



## 11. MATTERS FOR COUNCIL DECISION

### 11.1. Recommendation from Hearing Panel re Otago Navigation Safety Bylaw 2018

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<b>Prepared for:</b>	Council
<b>Report No.</b>	EMO1856
<b>Activity:</b>	Environmental: Water
<b>Author:</b>	Steve Rushbrook, Harbourmaster
<b>Endorsed by:</b>	Peter Winder, Acting General Manager Regulatory
<b>Date:</b>	28 March 2019

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#### PURPOSE

- [1] To adopt the Otago Regional Council Navigation Safety Bylaw 2019

#### EXECUTIVE SUMMARY

- [2] Navigational Bylaws were last put in place in 2003 and are technically valid for 10 years. The new proposed navigational bylaws are designed to be clear, concise and cover the entire Otago region and they need to be fit for purpose for the next 10 years and beyond

#### RECOMMENDATION

*That the Council:*

- 1) **Receives** this report.
- 2) **Adopts** the Otago Regional Council Navigation Safety Bylaw 2019, as recommended by the Hearings panel, with a commencement date of 1 May 2019
- 3) **Approves** the affixing of the common seal to the Otago Regional Council Navigation Safety Bylaw 2019.

#### BACKGROUND

- [3] Consultation has been undertaken through the Special consultative procedure within the LGA (83) and was undertaken for the minimum period of 1 month during the last quarter of 2018. It is proposed that the bylaws would become legal as of the 1st May 2019.
- [4] We received 38 submissions, of which 18 persons stated they would like to be heard at a hearing. Following the submissions, the Harbourmaster, along with Navigatus (consultants) and the marine team at Port Otago, analysed the feedback and adjusted the draft bylaws as appropriate and supplied this document to the hearing panel. This document was sent to all submitters wishing to be heard. Only 3 submitters wished to be heard at the hearing.
- [5] The hearing panel was convened on the 13<sup>th</sup> April and heard all three submitters, the panel adjourned and then reconvened on the 21<sup>st</sup> April following a review of the technical detail and input from the harbourmaster, Navigatus and Port Otago Ltd.

## **DISCUSSION**

- [6] Following the consultation and hearing panel process some minor changes have been made to the navigational bylaw previously submitted. The most significant changes have been around bylaw 8 the wearing of lifejackets and the originally proposed use in vessels up to 9m. This was the most responded subject and all submitters were of the opinion we should remain consistent with the 6m national rule for wearing and carriage of lifejackets.
- [7] Bylaw 11 as was proposed had significant feedback and following a small alteration in the wording has been widely accepted.
- [8] A full interpretation of "Accident" has been added, this is more consistent with other detail we have in this section and with other regional bylaws, this also clearly states what a reported accident is.
- [9] Bylaw 5(3) has been added following the submission phase, kill cords are an important safety factor aboard small vessels, we have already had incidents when the use of a kill cord would have prevented a harmful outcome and there have been fatalities internationally that could have been avoided with the proper use of a kill cord. We feel, that this is an appropriate step to take and is an initial starting point to raise the profile on this issue further moving forward.
- [10] Bylaw 21 has been added, following consultation with Department of Conservation. This is their standard wording for guidance on marine mammals and gives us the opportunity to support and educate water users when this occurs within our region.
- [11] Bylaw 23 has been restructured, the wording removed related to RMA/Coastal permit issues and navigational issues.
- [12] Bylaw 25 has been simplified. The original requirement for a 4000m zone will be moved to Harbourmaster directions as this only relates to two large vessels when travelling in the same direction. This is a more appropriate place for this to sit.

## **OPTIONS**

- [13] The Council can choose to accept the recommendations of the Hearing Panel and adopt the By-laws, or it can reject the recommendations
- [14] In the event the Council rejects the recommendation it would need to review and reconsider all submissions before making further decisions in relation to the by-law.

## **CONSIDERATIONS**

### **Policy Considerations**

- [15] The recommended Bylaw is consistent with the policy direction established by Council through the development of the draft Bylaw.

### **Financial Considerations**

- [16] There are no new financial considerations arising from the adoption of the Bylaw. Council has provided for the expected implementation of the Bylaw in the Long-Term Plan.

### **Significance and Engagement**

- [17] Formally adopting the Bylaw is the last step in the process. Council has used the Special Consultative Procedure in developing and consulting on the by-law.

### **Legislative Considerations**

- [18] The Council has met its obligations under the Local Government Act 2002 and the Maritime Transport Act in developing and consulting on the Bylaw. Adopting the By-law as recommended by the Hearings Panel will ensure legislative compliance.
- [19] If the Council wished to make any further changes to the Bylaw it would need to re-hear and reconsider, all submissions and then make decisions on the final Bylaw.

### **NEXT STEPS**

- [20] Following the adoption of the Bylaw the Harbourmaster will commence the implementation plan, including changes to signage, public information, building awareness and undertaking on the water monitoring and enforcement activities.

### **ATTACHMENTS**

1. 190326- SR Hearing Panel Paper **[11.1.1]**
2. 190326- SR Master Final Navigational Bylaw **[11.1.2]**

## 11.2. Freshwater Management Unit setting and Engagement approach

<b>Prepared for:</b>	Council
<b>Report No.</b>	PPRM1881
<b>Activity:</b>	Governance Report
<b>Author:</b>	Julia Briggs, Policy Analyst, Sylvie Leduc, Senior Policy Analyst and Tom De Pelsemaeker, Senior Policy Analyst
<b>Endorsed by:</b>	Andrew Newman, Acting General Manager Policy, Science and Strategy
<b>Date:</b>	21 March 2019

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### PURPOSE

- [1] The purpose of this report is to:
- Present the Freshwater Management Units (FMUs), as recommended by Council staff and Aukaha; and explain the development and selection process; and
  - Present to Council a proposed engagement approach for consulting with local communities and key stakeholders on the development of freshwater objectives to develop a framework for managing fresh water within FMUs, and within the Arrow, Cardrona and Manuherikia (Manuherekia) catchments (Priority Catchments) in particular.

### EXECUTIVE SUMMARY

- [2] The first step in the Progressive Implementation Plan adopted by Council in October 2018 is for Council to adopt FMUs for the region. A group from across ORC and Aukaha have worked together to present a recommended FMU map.
- [3] A proposed engagement approach for consulting with communities and key stakeholders in each of the FMUs is also recommended. The priority catchments, Arrow, Cardrona and Manuherekia, are currently progressing, and a streamlined engagement approach is provided for these catchments.

### RECOMMENDATION

*That the Council:*

- Receives** this report, and
- Adopts:**
  - The following FMUs for managing fresh water across Otago:*
    - Five Freshwater Management Units for the Otago region, respectively called the Mata-au, Taieri, North Otago, Dunedin Coastal and Catlins; and*
    - A further delineation of the Mata-Au into five sub-units, called rohe, being Upper Lakes, Dunstan, Manuherekia, Roxburgh and Lower Clutha rohe.*
  - The proposed consultation and engagement model for the development of freshwater objectives for Otago's FMUs, excluding the Arrow and Cardrona catchments, and the Manuherekia rohe; and*

- c. *The proposed engagement approach for priority plan changes in the Arrow and Cardrona catchments, and the Manuhereki rohe.*

## **PART A – Freshwater Management Units**

### **Background**

- [4] The National Policy Statement for Freshwater Management (NPS-FM) was originally released in 2011 and has been updated in 2014 and 2017. Proposed changes to the NPS-FM are anticipated to be out for consultation in the middle part of 2019. The NPS-FM introduces a National Objectives Framework to establish freshwater objectives for values in a framework that is both nationally consistent and recognises regional and local circumstances.
- [5] In October 2018 Council adopted a Progressive Implementation Programme for the staged implementation of the NPS-FM. The first step is for Council to identify Freshwater Management Units (FMUs), in accordance with Policy CA1 of the NPS-FM.

#### ***Policy CA1***

*By every regional council identifying freshwater management units that include all freshwater bodies within its region.*

- [6] An FMU is defined in the NPS-FM as:

*...the water body, multiple water bodies or any part of a water body determined by the regional council as the appropriate spatial scale for setting freshwater objectives and limits and for freshwater accounting and management purposes.*

- [7] Once FMUs are set, policy CA2 of the NPS-FM sets out the process regional councils must follow, in discussion with communities and tangata whenua, when developing freshwater objectives for the FMUs, including:
- a. Identifying the values for each FMU (including national compulsory values);
  - b. Identifying the attributes<sup>1</sup> for each value and in some cases attribute states;
  - c. Formulating freshwater objectives (in numeric terms where practicable);
  - d. Setting limits to achieve the freshwater objectives;
  - e. Establishing freshwater accounting systems to track limits; and
  - f. Establishing a monitoring plan to track progress against objectives.

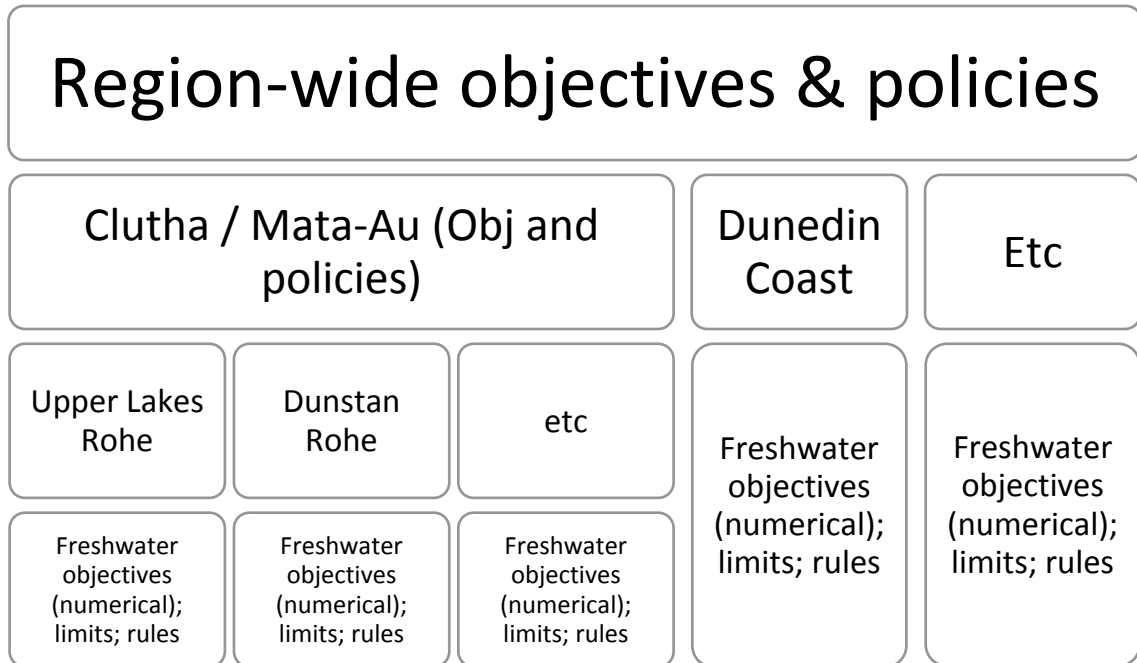
### **New Water Plan proposed structure**

- [8] ORC will implement the process outlined above for each FMU and rohe as part of the full review of the Regional Plan: Water.

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<sup>1</sup> Attribute is defined as *a measurable characteristic of fresh water, including physical, chemical and biological properties, which supports particular values. An example of an attribute is periphyton, which is measured for ecosystem health, in rivers.*

- [9] It is anticipated that the FMUs will form the basis of the new Water Plan’s structure, as shown below. This area-based structure reflects the principles of Ki Uta Ki Tai and integrated catchment management.



**FMU setting Process**

- [10] A multidisciplinary team was brought together to set FMUs. The team consisted of two iwi representatives and a number of Council staff from across the organisation. The teams’ expertise included water quantity and water quality resource science, policy and consents, communications, natural hazards, monitoring and compliance, GIS and environmental data. Kai Tahu representatives brought Papatipu Rūnanga representation, as well as policy and resource management science to the team (see attachment 2 for more detail). The team met weekly over a three-month period to workshop and reach the preferred option.

### Details discussed to reach FMUs

[11] When considering the structure of FMU's, the following criteria were used:

	Criteria
1.	An approach that encapsulates Ki uta ki tai (mountains to the sea)
2.	Whether community views were known, and whether there were currently active community groups
3.	Would the scale allow for setting meaningful objectives
4.	An understanding of natural catchment hydrology, and other physical characteristics of surface and groundwater
5.	Capturing the diversity of risks and issues i.e. water quality issues.
6.	Consented and permitted takes and discharges
7.	The value of water to iwi, and their relationship with water
8.	How the boundaries align with territorial authority boundaries
9.	Ensuring, where possible, that groundwater was not split across FMUs
10.	The consideration of water flowing between boundaries
11.	Existing receiving water quality groups (in Map 15.1 of Regional Plan: Water)
12.	Impact on monitoring / compliance / freshwater accounting requirements
13.	Knowledge of existing Land use / pressures / issues
14.	Which catchments have current minimum flow plan change processes
15.	Location of wetlands
16.	How the objectives and limits setting process provides for further delineation, down to a sub catchment level

### Freshwater management units and rationale

[12] **The following option is recommended for adoption:** There will be two levels of FMUs within Otago:

- a. Five Freshwater Management Units will be set across the whole region: Mata-au FMU, Taieri FMU, North Otago FMU, Dunedin Coastal FMU and Catlins FMU.
- b. The Mata-au FMU will be further divided into five sub-FMUs to be known as 'rohe'.

[13] This approach recognises the ki uta ki tai, considering whole water bodies from mountains to the sea. It then allows for further delineation where necessary.

FMUs	Mata-au FMU	Taieri FMU	North Otago FMU	Dunedin Coastal FMU	Catlins FMU
Sub-FMUs / Rohe	Upper Lakes rohe Dunstan rohe Manuherekia rohe Roxburgh rohe Lower Clutha rohe				

<b>Reasons to adopt</b>	
<b>Mata-au FMU</b>	
Encompasses the whole Clutha / Mata-au hydrological catchment. It is set at this scale to provide for ki uta ki tai, the mountains to the sea approach. It is important from an iwi perspective to recognise that all sub-units within the Mata-au are part of a whole. This approach also recognises the nationally significant hydro dams and the management of flows from Lake Hawea through to the Roxburgh dam.	
Upper Lakes rohe	Acknowledges the pristine high value Lakes – Wakatipu, Wanaka and Hawea and the need to manage these values separately from areas with higher use.
Dunstan rohe	Starts at the beginning of the Clutha / Mata-au and Kawarau, includes lake Dunstan and finishes at Clyde dam. Encompasses dryer catchments where water use is high and where there are water quality pressures and high growth.
Manuherekia rohe	The Manuherekia is the largest sub-catchment of the Clutha / Mata-au catchment. It has a distinct community, high water use and highly modified hydrology. These characteristics justify the Manuherekia being a rohe.
Roxburgh rohe	This rohe is set between Clyde and Roxburgh dams and includes the corridor of catchments that feed into the Clutha / Mata-au in this area including the Fraser. This recognises the broader Alexandra community and encompasses groundwater.
Lower Clutha rohe	In this rohe the Clutha / Mata-au runs unobstructed from Roxburgh dam to the sea. This area has similar water quality concerns as rainfall increases in the lower catchment.
<b>North Otago FMU</b>	
Contains many smaller catchments that feed into the coast from Karitane in the south, the Waitaki River in the north and bordering the Taieri in the west. These areas share pressures on water quality. Most of this FMU follows the Waitaki district council zone and reflects the community spilt between the wider Dunedin area and the north Otago coast.	
<b>Taieri FMU</b>	
Encompasses the whole Taieri hydrological catchment, enabling ki uta ki tai, mountains to the sea management.	
<b>Dunedin Coastal FMU</b>	
This FMU recognises the middle coast of Otago, starting south of Karitane, encompassing Dunedin city and Otago Peninsular and capturing coastal catchments down to the Clutha / Mata-au mouth. This unit is distinguished from North Otago and the Catlins by the difference in communities. All of these areas have similar water quality issues and water quantity requirements.	
<b>Catlins FMU</b>	
In the South of Otago this unit contains a natural collection of smaller catchments that feed into the sea south of the Clutha / Mata-au catchment. This unit contains Otago's portion of the Catlins Conservation Park.	

- [14] In addition to the specific reasons to adopt stated above, the preferred option supports the following general considerations:
- a. Recognises ki uta ki tai, mountains to the sea;
  - b. Acknowledges the pristine lakes - Wakatipu, Wanaka and Hawea;
  - c. Aligns the boundaries with natural hydrological catchments;
  - d. Minimises groundwater split between units/rohe;



- e. Sets an appropriate scale to begin the values and objectives discussions with community and iwi;
- f. Recognises the nationally significant hydro dams present on the Clutha / Mata-au at Clyde and Roxburgh;
- g. Reflects the broad communities within the region;
- h. Captures the distinct sub-regions within Otago and their unique characteristics; and
- i. Allows management of the three priority catchments (Manuherekia, Arrow and Cardrona) whilst retaining a holistic approach to setting FMU's across the region.

[15] There are instances where surface water is transferred between FMUs / rohe and in the North Otago FMU the Waitaki Plains Aquifer is fed by the Waitaki river which is in the Canterbury region and managed in part by Ecan. In addition, while there were attempts to minimise aquifers across boundaries, there are some aquifers that span rohe or FMU's. These need to be considered in consultation and throughout the process.

**Alternative options considered**

[16] Through the process of setting FMUs, alternative options were considered and ruled out for the following reasons:

FMU Criteria	Reason Not to Adopt
FMUs based on land use	Land use is varied throughout Otago. This approach would divide, and combine, communities with few other similarities.
FMUs based on hydrological similarity	This approach does not consider quality issues and the distinctly different communities throughout the region.
FMUs based on territorial boundaries	Broadly, the territorial boundaries represent the distinct characteristics of the region. However, this approach is not fine grained enough to capture the issues and does not recognise ki uta ki tai.
FMUs only, without further splitting the Mata-au into rohe	This approach is suitable to recognise ki uta ki tai, however it fails to acknowledge the distinct communities and characteristics within the Mata-au FMU that will require specific objectives and limits.
Including a 3 <sup>rd</sup> level of FMUs by splitting the rohe layer further, resulting in a total of more than 22 units.	Whilst objectives may be set at a more detailed level, 10 units to begin values and objectives discussions is more manageable. Further work and consultation with the community would be required to confidently set units at a smaller scale.

**Prioritisation of FMU's**

[17] Once FMUs are adopted, the next step is to consider how the priority of FMUs should be decided, for engaging in the objective and limit setting process (as outlined in policy CA2). An initial priority assessment has been undertaken, based on the current known issues and initial estimates of data availability, and proposed FMUs and rohe have been qualified as high, medium or low priority (see below).

- [18] Further prioritisation within each group will occur once a comprehensive stocktake of each FMU/rohe is undertaken.

FMU / Rohe	Priority	Comments
Mata-au FMU	High	The Mata-au contains many of the high and medium priority rohe. For consistency across rohe, objectives need to be set at the FMU wide scale prior to work in each specific rohe beginning. This FMU is therefore a high priority.
Upper Lakes rohe	High	This rohe contains some of the most pristine waters in the region and high natural values. There are also growth pressures in this rohe. Setting a management framework and limits to protect this rohe is a priority.
Dunstan rohe	Medium  (Arrow & Cardrona High priority)	Arrow and Cardrona are 'priority catchments' with processes underway, in the interests of communities these catchments within the Dunstan rohe will continue as priorities.  The remainder of the Dunstan rohe is water short and has growth pressures. This rohe to be medium priority.
Manuherekia rohe	High	As one of the current 'priority catchments' with processes underway, this rohe will continue as a priority. This rohe also has many water users and is a water short catchment.
Roxburgh rohe	Medium	There are urban growth pressures in Clyde and Alexandra. This rohe to be medium priority.
Lower Clutha rohe	Medium	Water quality is at risk from dairy and forestry in this rohe. This rohe to be medium priority.
North Otago FMU	High	Water quality issues due to farming leaching. High value estuaries present. This FMU is a high priority.
Taieri FMU	Lower	Minimum flows are currently in place. Water quality risks are not elevated regionally in this FMU, although there are groundwater quality concerns which require long-term data to manage.
Coastal Dunedin FMU	Lower	There are urban water quality issues, and medium growth pressure around Dunedin city. There are no known immediate pressures to elevate the priority of this FMU.
Catlins FMU	Lower	Some pressure on coastal areas from septic tanks. There are no known immediate pressures to elevate the priority of this FMU.

#### Consideration of plan changes already underway

- [19] The Lindis catchment has a plan change to manage water quantity currently being deliberated by the Environment Court. This catchment will progress separately from the rest of the Dunstan rohe for water quantity management until a decision is released. When the decision is released and Mata-au FMU objectives and Dunstan rohe objectives are set we will review to determine if any further work is required to align water quantity these catchments. The Lindis will progress as part of the Dunstan FMU for water quality management.

- [20] Arrow and Cardrona catchments are within the Dunstan rohe and the Mata-au FMU. They are currently progressing through plan changes as part of the priority catchments project. This process is advanced, and in the interests of the communities involved this work will continue. Once Mata-au objectives and Dunstan rohe objectives are set we will review to determine if any further work is required to align these catchments.
- [21] The Manuherekia rohe is within the Mata-au FMU. Manuherekia is progressing through a plan change as part of the priority catchments project. This process is advanced, and in the interests of the communities involved this work will continue. Once Mata-au objectives are set we will review to determine if any further work is required to align this rohe.

## **PART B – Engagement approach**

### **Need for a consistent and transparent consultation and engagement model**

- [22] Under the NPS-FM, ORC must define freshwater objectives and limits for each of its FMU and, in doing so, to consider the values of the FMU's water bodies. Those freshwater objectives and limits are the foundation for the review of plan's rules and policies and must be based on good information on the values of Otago's water bodies, their characteristics, and the impact of proposed objectives and limits on the community. Good quality community engagement will be critical in collecting this information and ensuring that any proposal reflects the aspirations of the community.
- [23] In that context, ORC will need to ensure that:
- a. The broader community (local communities, businesses and industries but also visitors and non-resident landowners) have the ability to input in the identification of the values for water bodies within the relevant FMU, and the objectives for those water bodies; and in the final proposal, to ensure it reflects their values and aspirations;
  - b. Industries, water users and other interested parties, where possible, support the analysis or assessment of the implications of the objectives and limits on their interests, and on the community's socio-economic well-being; and are given the ability to suggest alternative solutions;
  - c. Iwi and hapu are appropriately involved in the management of freshwater, and
  - d. All legal obligations regarding consultation are met.
- [24] A successful engagement process will also require an effective coordination between expert assessments and community engagement; and a high level of transparency in the decision-making process and the decisions themselves.
- [25] Although the RMA provides for community and stakeholder input in plan changes through from notification, through the Schedule 1 process, there is a clear expectation within the NPS-FM that councils will engage and consult with the public and affected parties prior to notification.
- [26] It is proposed to set up a standardised engagement process for the setting of freshwater objectives and limits in Otago's FMUs, prior to notification of plan changes. This engagement process will form a basis which may be adapted to the specific circumstances

of each FMU and is separate to the specific process proposed for the Arrow, Cardrona and the Manuherehia, in recognition of timeframes and recent community engagement.

### **Standardised engagement process**

- [27] Regional councils have considerable discretion in how they engage with communities before notification of plan changes, under the Resource Management Act (1991) and the Local Government Act (2002).
- [28] In designing a process, Council must consider:
- a. Whether the process will allow for the broader range of values and interested to be represented;
  - b. Whether it will enable informed decision- making; and
  - c. Whether it will be efficient and cost-effective.
- [29] It has become usual practice to establish stakeholder or community groups and expert panels to inform decision making on freshwater management. The role of those groups can vary widely, from taking the direct role of advisors to Council, and be tasked with producing recommendations to council, on the basis of a consensus or a majority vote, or their role could be limited to providing feedback and input to ORC staff and informing staff recommendations to council.
- [30] The first option – of direct advisors, aims at increasing stakeholders’ support of the proposal, and facilitating trade-offs between competing values. ORC staff take a supporting role, and do not author recommendations to Council. It can however take a considerable time and may feed the perception that Council decisions have been captured by a small interest group. That is why in most cases, there is more emphasis on forming a group that is representative of the wider community’s interests than for Option 2.
- [31] The second option – of feedback to Council, is closer to what ORC has done in the past and does not hold the same perception risk. It is likely more efficient before notification and relies more heavily on the RMA plan change process to resolve conflicting interests. The purpose of the group(s) is to provide targeted input on the implications of a proposal, and its membership is driven by who is most likely to be affected by the proposal.
- [32] A proposed engagement approach is outlined in Attachment 3 and is based on forming a group that provides feedback to Council. Kai Tahu’s involvement in the overall process and decision-making will be different to the wider community, and their involvement will not be traversed in this report, to allow for more in-depth conversation with Kai Tahu on the matter.

### **A tailored consultation and engagement approach for priority catchments.**

- [33] The consultation and engagement model discussed above will be used as the standard process for identifying values and developing freshwater in Otago.
- [34] A “condensed” consultation and engagement approach is proposed for the Arrow and Cardrona catchments, and the Manuherehia rohe. This “condensed” approach will inform the priority plan changes to be notified by the end of 2020. Those plan changes will set the narrative freshwater objectives and water allocation framework in those catchments

(minimum flows, allocation limits, and other policies and rules for the taking and use of water). It has yet to be determined if the scope of those plan changes will be extended to other matters relating to water quality, bed disturbance or structures over the beds of rivers and lakes.

[35] The reason for using “condensed” consultation and engagement approach in these the Priority Catchments is two-fold:

- a. Significant progress has already been made in terms of consultation with local communities and interested parties around the values supported by freshwater in the Arrow, Cardrona and Manuherikia (*Manuherekia*) catchments. Community conversations around values in these three catchments were initiated several years ago as part of separate plan development processes for these catchments and these discussions have continued or have been resumed in the past year through the Priority Catchment Minimum Flow Plan Change project. The table below gives an overview of status of the values community consultation for each of the three Priority Catchments.

	<b>Arrow River and Wakatipu Basin</b>	<b>Cardrona River and Wanaka Basin</b>	<b>Manuherikia (Manuherekia) catchment &amp; groundwater zones</b>
Initial community consultation on values (identification & consolidation)	2017: 2 rounds of community consultation (drop-in sessions)	2011-2013: 3 rounds of community consultation (public meetings, field day, drop-in session)	2017: 2 rounds of community consultation (drop-in sessions)
Further consultation as part of the Priority Catchment Minimum Flows Plan Change	2018: Technical discussion	2018 Technical discussion	2018 Technical discussion

- b. A new approach has been proposed for progressing the development of two plan changes (one for the Manuherikia (*Manuherekia*) and one for the Arrow and Cardrona) to set an inclusive planning framework for managing water in the Arrow, Cardrona and Manuherikia (*Manuherekia*) catchments. This new approach seeks to notify both plan changes prior to the expiry of deemed permits in October 2021. This timeframe does not allow for the “roll out” of the full Consultation and Engagement Model proposed to be undertaken in the other FMUs.

[36] The “condensed” consultation and engagement model that will be proposed to undertake engagement processes for the Manuherikia rohe and in the Arrow and Cardrona catchments is embedded in a 3-stages approach for developing the management plans for these catchments with consultation planned at the end of each stage:

**Stage 1: Values analysis**

- Collection and analysis of previously collected information on values and community aspirations
- Development of “futures” scenarios (narratives)

*Community consultation: Confirmation of previously collected values info & consultation on “futures” scenarios*

**Stage 2: Development of options for Freshwater Objectives and Limits**

Identifying attributes (How to measure a value) & attribute state

Developing options for Freshwater Objectives (quantitative, measurable)

Developing options for limits and other plan provisions (Policies, Rules other methods)

*Community consultation: Consultation on options for Freshwater Objectives*

**Stage 3: Assessment of options**

Assessing impacts of alternative management options (for Freshwater Objectives, limits and other plan provisions)

Identification of preferred management option

*Community consultation: Consultation on impacts of options & presentation of preferred option*

- [37] Given the limited geographical scale of the Arrow and Cardrona catchments, it is proposed that Stages 1 to 3 for these catchments will be undertaken by a dedicated ORC team comprising policy and science staff, with support from the stakeholder engagement, environmental monitoring, consents and compliance teams. Ongoing engagement of staff with local community and key stakeholder representatives (e.g. Arrow Irrigation Company, Cardrona Water Users Group, Fish and Game, Department of Conservation) will ensure continued stakeholder input in stages 3 and 4 (i.e. through the provision of advice on the identification of attributes, the development of options for Freshwater Objectives, and assessment of management options).
- [38] In line with the proposed standard consultation and engagement model, it is proposed to establish an expert panel or Technical Advisory Group (TAG) and a Community Reference Group (CRG), in the development of a plan change for the Manuhereki rohe.
- [39] The TAG will provide technical advice on the development and execution of a technical work programme and assist with the identification of attributes and the interpretation of technical information. The CRG, comprised of individual representatives of community and interest groups, and relevant agencies, will provide strategic advice to the ORC in support of the successful delivery of the plan change and the development and assessment (costs/risks, benefits/opportunities) of different “futures” scenarios (potentially zone by zone) and management options.

[40] Figure 1 shows the consultation and engagement model for the Arrow and Cardrona catchments (including indicative timelines).

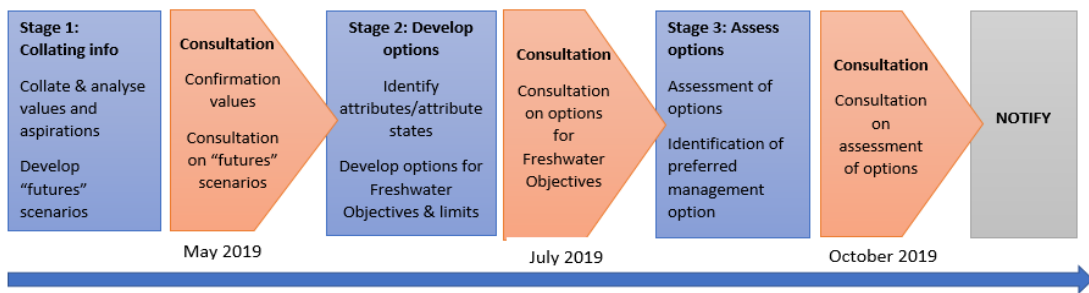


Figure 1: Consultation and engagement for the Arrow and Cardrona catchments

[41] Figure 2 shows the consultation and engagement model for the Manuherehia rohe (including indicative timelines).

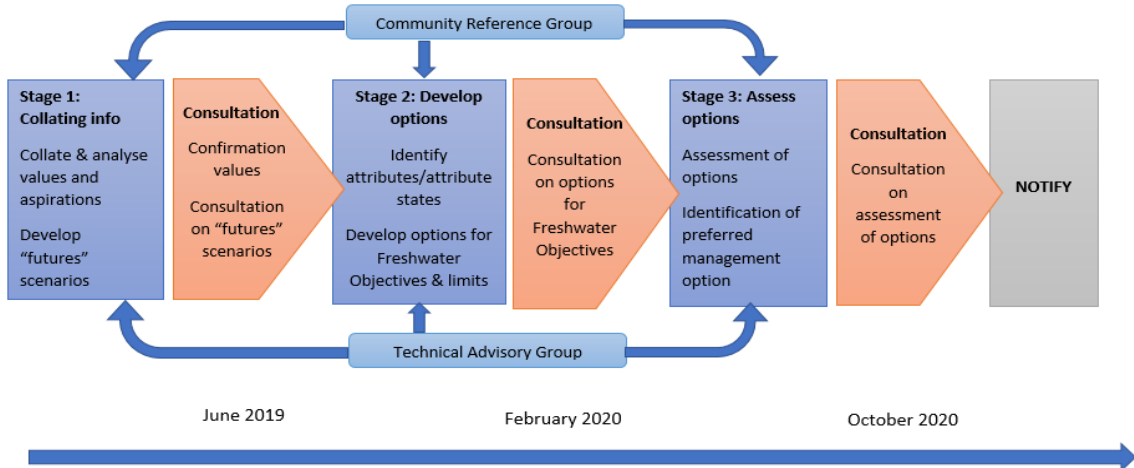


Figure 2: Consultation and engagement for the Manuherehia rohe

## CONSIDERATIONS

### Policy Considerations

[42] The setting of FMUs follows the process outlined in the Progressive Implementation Plan adopted by Council in October 2019.

### Financial Considerations

[43] There are no direct financial implications from adopting the recommendations.

### Significance and Engagement

[44] Setting FMUs is the first step under the NPS-FM national objectives framework. Communications on the FMU map and key messaging around its purpose and next steps is prepared to be released via our website, social media and as a press-release, if adopted.

### **Legislative Considerations**

[45] Council setting of FMUs is a requirement of the NPS-FM.

### **NEXT STEPS**

[46] The next step for Council is to undertake a full stocktake of the FMUs and rohe to confirm and specify the order of priority for work to begin on objective and limit setting.

### **ATTACHMENTS**

1. FMU map **[11.2.1]**
2. FMU setting workgroup members **[11.2.2]**
3. National Policy Statement for freshwater management (amended 2017) **[11.2.3]**
4. Proposed standard engagement process **[11.2.4]**



### 11.3. Delegations

**Prepared for:** Council  
**Report No.** GOV1830  
**Activity:** Governance Report  
**Author:** Peter Winder, Acting General Manager Regulatory  
**Endorsed by:** Sarah Gardner, Chief Executive  
**Date:** 27 March 2019

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#### PURPOSE

1. Recent staff restructuring necessitates an update of delegations previously approved by Otago Regional Council (“the Council”).

#### EXECUTIVE SUMMARY

##### Delegations Review

2. This paper formalises the mapping of existing delegations to equivalent roles in the new organisation structure. In addition to this the Chief Executive is currently reviewing all delegations to ensure that decision making is best aligned to management responsibilities and technical expertise. The review is likely to result in a revised set of delegations, which will be brought to Council for consideration as soon as possible

#### RECOMMENDATION

*That the Council:*

- 1) **Endorses** the equivalence mapping of existing delegations to new positions and authorises the Chief Executive to update the Delegations Manual to reflect the changes.
- 2) **Notes** that the Chief Executive will bring a review of Delegations to the next Council meeting

#### BACKGROUND

3. Consistent with best practice and statutory requirements Council has designated specific regulatory responsibilities to a number of ORC staff. Delegations authorised in December 2016 were updated in November 2017 and June 2018 to reflect changes to the Resource Management Act 1991 and a staff restructure. With the current restructuring, several positions that had delegations have been disestablished and new positions created.

#### ISSUE

4. For the avoidance of doubt in the exercise of delegations it is proposed to formally map current delegations to the equivalent position in the new organisation structure. The tables below record the positions (or “officers”) of the current delegations and equivalent positions (or “officers”) for those positions under the new organisation structure.

5. The functions and/or activities previously delegated to staff by Council have not changed. Existing delegations to positions (or “officers”) which have not changed, continue to have full force and effect.

**DISCUSSION**

**1. Equivalence Mapping of Delegations**

3.a For delegations under the Resource Management Act 1991:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS
Director Environmental Monitoring and Operations	DEMO	General Manager Regulatory	GMR
Director Engineering Hazards & Science	DEHS	General Manager Operations	GMO
Director Policy Planning and Resource Management	DPPRM	General Manager Policy, Science and Strategy Or General Manager Regulatory	GMPSS  GMR
Manager Environmental Services	MES	Manager Compliance	MCOM
Manager Policy	MP	Manager Policy & Planning	MPP

3.b For delegations under the Water and Soil Conservation Amendment Act 1971 (carried over by s413 RMA)

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Engineering Hazards & Science	DEHS	General Manager Operations	GMO
Director Policy Planning and Resource Management	DPPRM	General Manager Regulatory	GMR
Manager Environmental Services	MES	Manager Compliance	MCOM

3.c For Delegations under the Soil Conservation and Rivers Control Act 1941

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Engineering Hazards & Science	DEHS	General Manager Operations	GMO

3.d For delegations under the Crown Minerals Act 1991

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS

3.e For delegations under the Building Act 2004

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS
Director Engineering Hazards & Science	DEHS	General Manager Regulatory Or General Manager Operations	GMR  GMO
Director Policy Planning and Resource Management	DPPRM	General Manager Policy, Science and Strategy	GMPSS
Manager Environmental Services	MES	Manager Compliance	MCOM

3.f For delegations under the Resource Management (Measurement and Reporting of Water Takes) Regulations 2010:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Policy Planning and Resource Management	DPPRM	General Manager Regulatory	GMR
Manager Environmental Services	MES	Manager Compliance	MCOM

3.g For delegations under the Marine Transport Act 1994:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Environmental Monitoring and Operations	DEMO	General Manager Regulatory	GMR

3.h For delegations under the Local Government Act 2002 and Otago Regional Council Bylaws:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS
Director Engineering Hazards & Science	DEHS	General Manager Regulatory	GMR
Director Policy Planning and Resource Management	DPPRM	General Manager Policy, Science and Strategy	GMPSS

3.i For delegations under the Biosecurity Act 1993:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS
Director Policy Planning and Resource Management	DPPRM	General Manager Policy, Science and Strategy	GMPSS

3.j For delegations under the Land Transport Management Act 2003:

<b>Current Delegation Recipient</b>	<b>Current Abbreviations</b>	<b>New Equivalent Position</b>	<b>Proposed Abbreviation</b>
Director Corporate Services	DCS	General Manager Operations	GMO

Manager Support Services	MSS	Manager Transport	MT
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For General Delegations<sup>1</sup>

Current Delegation Recipient	Current Abbreviations	New Equivalent Position	Proposed Abbreviation
Director Corporate Services	DCS	General Manager Corporate Services & CFO	GMCS
Director Engineering Hazards & Science	DEHS	General Manager Operations Or General Manager Regulatory	GMO  GMR
Director Policy Planning and Resource Management	DPPRM	General Manager Policy, Science and Strategy	GMPSS

## CONSIDERATIONS

### Policy Considerations

6. This paper proposes a continuation of current Council policy by mapping existing delegations to equivalent positions in the new organisation structure.

### Financial Considerations

7. There are no financial considerations in relation to the recommendations in this paper.

### Significance and Engagement

8. The recommended decision is not a significant decision in terms of the Council's significance policy and no community engagement is required.

### Legislative Considerations

9. The key legislative considerations in relation to this paper are to ensure that decisions under a range of statutes can continue to be made with certainty and to avoid any doubt as to the standing of officers exercising delegated authorities.

### Risk Considerations

10. If council did not formalise the equivalence of roles exercising delegated authorities, there is a risk that decisions made by officers may be open to challenge.

## NEXT STEPS

11. The Chief Executive is currently reviewing all delegations to ensure that decision making is best aligned to management responsibilities and technical expertise. The review is

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<sup>1</sup> Authorisation to make decisions concerning the conduct and settlement of proceedings in the Environment Court or of other jurisdictions.

likely to result in a revised set of delegations, which will be brought to Council for consideration as soon as possible

Nil

## 11.4. 2019-20 Annual Plan: Draft Financial Forecast and Community Engagement

**Prepared for:** Council  
**Report No.** CS1888  
**Activity:** Community: Governance & Community  
**Author:** Mike Roesler, Manager Corporate Planning  
**Endorsed by:** Nick Donnelly, General Manager Corporate Services  
**Date:** 27 March 2019

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### PURPOSE

- [1] The purpose of this report is to enable decisions to be taken to advance the 2019-20 Annual Plan process. This report enables Council to agree proposed adjustments to the detailed financial forecasts defined in year 2 of the Otago Regional Council 2018-28 Long Term Plan (LTP). It also determines the community engagement approach related to the proposed adjustments.

### EXECUTIVE SUMMARY

- [2] A review of the detailed financial estimates and work programmes for year 2 of the LTP has resulted in proposed adjustments. The key adjustments are provided in attachment 1 and the revised proposed financial forecasts outlined in the discussion section of this report.
- [3] Council staff hold the view that the proposed adjustments do not trigger the Council Significance and Engagement Policy and do not include significant or material differences from the content of the LTP.
- [4] Council staff recommend a community engagement approach that reflects Council's intention to maintain the direction agreed in the LTP.

### RECOMMENDATION

*That the Council:*

- 1) **Notes** an important step in reviewing the detail financial forecasts defined in year 2 of its 2018-28 Long Term Plan has been completed and the proposed adjustments are provided in this report.
- 2) **Notes** that the proposed adjustments to the 2018-28 Long Term Plan as provided in this report are consistent with the strategic direction previously consulted and agreed with the community.
- 3) **Approves** the proposed adjustments to the 2018-19 Long term Plan as contained in attachment 1 as providing the basis for engaging with the community.
- 4) **Agrees** that the proposed adjustments provided in attachment 1 do not include or result in significant or material differences from the content of the 2018-28 Long-term Plan.
- 5) **Approves** the community engagement approach as provided in attachment 2 of this report.

## BACKGROUND

- [5] The LTP contains detailed financial forecasts for the 2018/19, 2019/20 and 2020/21 financial years. This plan was consulted with the Otago regional community and approved by Council in June 2018.
- [6] Council staff have completed a review of the 2019/20 (year 2 LTP) financial forecasts and associated work programmes. This review process provides a means of changing the LTP if required. It results in the approval of the 2019/20 Annual Plan in June this year and the commencement of the programme of work for the 1 July 2019 to 30 June 2020 period.
- [7] Councillors have conducted workshops considering proposed adjustments to the LTP and the impact on the funding requirements, particularly rating.

## DISCUSSION

### Proposed adjustments

- [8] Attachment 1 provides a summary of the key adjustments that the Council is proposing to year 2 of the LTP.
- [9] The highlighted portions show three of four priority areas that the Council is particularly focused on and that impact the general rate for 2019/20. They include: Regional Planning Water, Urban Development Strategy, and Climate Change Adaptation.
- [10] The fourth priority area, being 'Biosecurity and Biodiversity', is being reviewed with the intention of developing a business case for consideration in future Annual Plans/LTP.

### Financial Implications

- [11] The table below provides the proposed changes in expenditure (both operating and capital) compared to that consulted and agreed with the community for the LTP. The proposed total expenditure is \$67,927 million representing an increase of \$3.9 million compared to the year 2 Long-term Plan forecast. Most of this increase is comprised of 'Wilding Pine Control' (\$1.8m), and 'Flood Protection and River Control' (\$1.3m) and are grant and reserve funded with no rate impact.

Annual Plan 2018/19 (000's)	Significant Activity	Yr2 LTP (000's)	Annual Plan 2019/20 (000's)
3,401	<b>Policy</b>	3,657	3,629
758	- Planning	664	235
	- Strategies		
3,485	<b>Environment</b>	3,527	3,139
300	- Water	309	366
80	- Air	84	0
4,228	- Coast	4,208	4,048
1,801	- State of Environment	2,048	3,761
1,740	- Biodiversity	1,666	1,321
	- Pests		
3,333	<b>Community</b>	3,501	4,651
	- Governance		
5,924	<b>Regulatory</b>	6,438	6,518



8,608 2,230	<b>Flood Protection &amp; River Management</b> - Flood - Rivers	6,526 2,243	7,514 2,865
2,454 1,603	<b>Safety &amp; Hazards</b> - Emergency management - Hazards	2,416 1,402	2,425 1,852
24,276	<b>Transport</b>	25,325	25,603
<b>64,221</b>	<b>Total Expenditure</b>	<b>64,014</b>	<b>67,927</b>

- [12] The proposed sources of revenue budgeted to cover the cost of Council activity are as follows:

Annual Plan 2018/19 (000's)	Funding Source	Yr2 LTP (000's)	Annual Plan 2019/20 (000's)
8,808	General rates	10,816	11,180
14,366	Targeted rates	15,180	15,183
22,366	Fees & charges; Grants	23,332	25,477
9,067	Reserves	5,599	7,016
9,614	Port Otago dividends; investment interest	9,087	9,072
<b>64,221</b>	<b>Total Revenue</b>	<b>64,014</b>	<b>67,928</b>

- [13] The proposed total rating revenue (general and targeted) is \$26.36 million. This represents an increase of \$352,000 compared to year 2 Long-term Plan. Compared to the 18/19 Annual Plan, proposed total rates have increased by \$3.19 million (13.8%). This increase is comprised \$2.37 million (26.9%) general rates, and, \$0.82 million targeted rates. Approximately \$2 million of the general rate component relates to a range of key service deliverables agreed in the LTP including:
- Freshwater planning & implementation
  - Water state of the environment monitoring
  - Biodiversity and environmental enhancement
  - 2019 Elections
  - Harbour management
- [14] Importantly, this proposed rating requirement includes a dividend 'offset' from Port Otago of \$7.9 million. The special dividends decreased over year 1 and 2 of the LTP to reduce the regions reliance on this funding source.

### Fees & Charges

- [15] At this stage of the Annual Plan process council staff are not proposing change to fees and charges. A report to the May 2019 committee round will update this position and include consideration of fees and charges for consent activity.

- [16] Fees and Charges relating to other aspects of Council activity including, 'consent monitoring', 'compliance monitoring' and 'enforcement' would also benefit from review. Staff propose to include this in the scope of a future review of the Council's Revenue and Financing Policy – aligning with consideration of the next LTP.

### **Community Engagement Approach**

- [17] Attachment 2 provides the proposed approach that the Council will use to engage with the community about the adjustments to the LTP, and more generally what the Council is focused on looking ahead.
- [18] The proposed approach is less formal than previous years, not involving a hearing, but including:
- Taking the Council to the community events
  - Bringing the community to the Council events
  - Video content
  - Brochure
  - Online suggestion box
  - Media releases/radio interviews
  - Social media

## **CONSIDERATIONS**

### **Significance and Engagement**

- [19] The Council Significance and Engagement Policy is provided in attachment 3 and has been considered against the proposed adjustments to the LTP. Council staff propose that there is no significant or material differences from the content of the LTP.

### **Legislative Considerations**

- [20] Council staff have provided the advice and recommendations included in this report with reference to, and compliance with the Local Government Act 2002.

### **Risk**

- [21] The Council's engagement approach is less formal than in previous years and while including opportunities for the public to provide feedback, will not include formal hearings. This approach reflects that the proposed adjustments are not significant or materially different from the LTP which was consulted on with the community and fully considered by Councillors. While some residents may prefer formal hearings, the proposed approach still provides them opportunity to give feedback to Council.

## **NEXT STEPS**

- [22] The next steps are:
- a. Begin engagement with the community
  - b. Report community feedback to the May Council meeting cycle. Council directs staff on final changes to the 2019-20 Annual Plan
  - c. Approve the 2019-20 Annual Plan at the 27 June Council meeting.

## **ATTACHMENTS**

1. Attachment 1 - Key Adjustments Annual Plan 2019-20 **[11.4.1]**
2. Attachment 2 Comms and Engagement approach Annual Plan 2019-20 **[11.4.2]**
3. Attachment 3 Significance and engagement policy **[11.4.3]**

## 12. MATTERS FOR NOTING

### 12.1. Documents Signed under Council Seal

<b>Prepared for:</b>	Council
<b>Report No.</b>	GOV1832
<b>Activity:</b>	Governance Report
<b>Author:</b>	Liz Spector, Committee Secretary
<b>Endorsed by:</b>	Nick Donnelly, General Manager Corporate Services
<b>Date:</b>	28 March 2019

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#### PURPOSE

- [1] To inform the Council of delegations which have been exercised during the period 13 December 2018 to 18 January 2019.

#### RECOMMENDATION

*That the Council:*

- 1) **Notes** this report.

#### DOCUMENTS SIGNED UNDER THE COUNCIL'S SEAL

- [2] Warrant Renewal – enforcement officer under S177 of the Local Government Act for the purposes of exercising the functions, powers and duties pursuant to the LGA2002 and the ORC Flood Protection Management Bylaws - Gary Edward LaHood, Warrant 2019/10
- [3] Warrant Renewal – enforcement officer under S177 of the LGA2002 for the purpose of exercising the functions, powers and duties pursuant to the LGA2002 and the Land Drainage Act 1908 - Gary Edward LaHood, Warrant 2019/6
- [4] Warrant Renewal – enforcement officer under S177 of the Local Government Act for the purposes of exercising the functions, powers and duties pursuant to the LGA2002 and the ORC Flood Protection Management Bylaws: Gary Michael Bayne 2019/10
- [5] Warrant Renewal – enforcement officer under S177 of the Local Government Act for the purposes of exercising the functions, powers and duties pursuant to the LGA2002 and the ORC Flood Protection Management Bylaws: Gary Michael Bayne 2019/10
- [6] Warrant Renewal – enforcement officer under S177 of the LGA2002 for the purpose of exercising the functions, powers and duties pursuant to the LGA2002 and the Land Drainage Act 1908: Gary Michael Bayne, Warrant 2019/08
- [7] Warrant Renewal – enforcement officer under S177 of the LGA2002 for the purpose of exercising the functions, powers and duties pursuant to the LGA2002 and the Land Drainage Act 1908: Scott William Liddell 2019/07

- [8] Warrant Renewal – enforcement officer under S177 of the Local Government Act for the purposes of exercising the functions, powers and duties pursuant to the LGA2002 and the ORC Flood Protection Management Bylaws: Scott William Liddell 2019/11
- [9] Certificate under S.417 of the Resource Management Act 1991 - Pioneer Energy Limited of 11 Ellis St, Alexandra – Special Site Licence No SS2667Q
- [10] Certificate under S.417 of the RMA 1991 - Pioneer Energy Limited of 11 Ellis St, Alexandra – Special Land Use Consent No SS6261CR and DAM 7089CR
- [11] Certificate under S.417 of the RMA 1991 - Mt Pisa Vineyard Limited, 119a Swann Rd, Lowburn, Cromwell, Licence Number 3231, water race licence

Nil

## 12.2. Priority Catchments

<b>Prepared for:</b>	Council
<b>Report No.</b>	PPRM1886
<b>Activity:</b>	Governance Report
<b>Author:</b>	Andrew Newman, Acting General Manager Policy, Science and Strategy
<b>Endorsed by:</b>	Andrew Newman, Acting General Manager Policy, Science and Strategy
<b>Date:</b>	29 March 2019

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### PURPOSE

- [1] To consider options for representation arrangements with a view to endorsing a preferred option for public consultation.
- [2] The purpose of this paper is to briefly articulate an initial view the main risks and risk mitigation processes associated with the development of plans to the point of notification for the Priority Catchments being Arrow, Cardrona and Manuherikia.
- [3] Considerable work is now underway on developing project plans for each of the workstreams – this is a work in progress with project plans expected to be formalised within two weeks of writing this paper. Consequentially Council should expect to receive at its upcoming Policy Committee meeting scheduled to take place on the 1 May 2019, further advice, post this paper – on the reporting framework on progress with the workstreams and on material issues to be resolved as they arise. That reporting will clearly cover risk assessment and related mitigation initiatives.

### EXECUTIVE SUMMARY

- [4] Risks to the priority catchment plan development processes are categorised as “internal delivery risks” and “external party risks”. The risks for notifying a plan change for the Arrow and Cardrona catchments are assessed as low whereas the risk of notifying a plan change for the Manuherikia catchment is assessed as medium high. Commentary is also made on risk mitigation measures and methods. Appendices 1 and 2 provide a level of detail on specific project-based risks.

### RECOMMENDATION

*That the Council:*

- 1) **Receives** this report and provides guidance to staff on their view of risks to achieving material progress on plan frameworks – to notification, for the “Priority Catchments” being Arrow, Cardrona and Manuherikia.

### BACKGROUND

- [5] Under the Council’s current Water Plan framework there has been a progression to setting minimum flows and allocation limits in a number of catchments over a number of years. There has also been a gradual progress of converting ex-mining permits for water takes

to consents for the take and use of water. As at this time there are still approximately 300 deemed permits to be converted to consents by October of 2021.

- [6] As has been articulated on many occasions there is a need to create a more comprehensive plan architecture (than that currently prevailing) for certain catchments where the change in regime i.e., deemed permits to an RMA consent regime has a degree of complexity and possibly a significant change from the status quo.
- [7] At the 20<sup>th</sup> March 2019 Policy Committee meeting the Committee agreed the following resolutions – which are on the agenda for ratification at this meeting.

*That the Council:*

- 1) *Notes the feedback received from our iwi partners, consultants and stakeholders on the proposed new approach for progressing the development of water management plans for the Arrow, Cardrona and Manuherikia (Manuherekia) catchments.*
- 2) *Adopts the proposal to: simultaneously develop a set of principles and framework for the overarching regional water plan consistent with the values and intent of the partnership with Iwi.*
- 3) *Note that many but possibly not all of these principles will already be developed within existing ORC policies and plans i.e. the regional Policy Statement*
- 4) *Agree the relationship agreement with Aukaha be further developed with a view to formalising it between ORC and Ngai Tahu thereby enabling a systematic approach to be undertaken on the plan development process at a staff level.*
- 5) *Initiate the development of two plan changes to set freshwater objectives and comprehensive planning framework for managing water in the Arrow, Cardrona and Manuherikia (Manuherekia) catchments in accordance with the process outlined in policies CA1-CA4 of the National Policy Statement for Freshwater Management 2014 (amended 2017)*
- 6) *Notify before 1 January 2021 the plan changes for partially managing water in the Arrow, Cardrona and Manuherikia (Manuherekia) catchments as for Stage 1 of the full Water Plan review*
- 7) *Establish a Technical Advisory Group (TAG) and Community Reference Group (CRG), with formalised terms of reference, to provide ongoing technical and strategic advice and input to the ORC that supports the delivery of the plan change for managing water in the Manuherikia (Manuherekia) catchment **and provide a progress report at the next council meeting.***

## ISSUE

- [8] At that 20<sup>th</sup> March 2019 Policy Committee meeting the subject of risks to the process was traversed and subsequent feedback from Councillors has reinforced the need for clarity

of understanding about what risks exist, what consequences may arise from these risk and what mitigation strategies can be applied to reduce/minimise risk.

## DISCUSSION

### Risk Considerations

[9] The risks to plan **notification**, when applied to the following catchments as follows, can broadly be categorised under two headings:

- Internal delivery; and
- External party risk.

Catchment	Target date for notification	Overall risk assessment	Internal delivery risks	External party risk
Arrow and Cardrona Catchments	December 2019	Low	<ul style="list-style-type: none"> <li>○ Include completing workstreams as per Table 1, attached to this report as <b>Appendix 1</b>; and</li> <li>○ The primary risk mitigation measure associated with the delivery risk involves the creation of a specific project team, project plan and creating an define project manager role.</li> </ul>	The assessment is based on a value judgement, that in particular, inserting a minimum flow regime alongside a water allocation framework does not have significant consequences for the key affected parties. Arguably a larger risk is the failure to notify as to-date there has been significant community interaction and there is an expectation that the process will be completed.
Manuherikia Catchment	December 2020	medium/high with qualifications especially in relation to external party risk.	Detailed in the appendices however in summary the key mitigation is ensuring the project team, project plan and project management are robust with clear accountability and milestone management. Additionally, some reallocation/prioritisation of resources will be required and there will be judgement calls to be made on the robustness of scientific, technical data and information.	External party risks to achieving notification can be informed at least in part by what success and or failure looks like through the differing parties' "eyes". It's clear that the expectations of various parties are not currently aligned.

[10] Whatever environmental and ecological adjustments are ultimately made within the Manuherikia Catchment – there is an expectation from some parties that there be a substantial shift from the status quo in relation to take and use of water. Whatever the scale of any shift this may have material consequences on existing economic activity within the catchment. The issue is amplified in that there are some 600 plus irrigators

affected, they have had, through deemed permits, a high level of regulatory security for many decades, and current water allocation is managed down to a very fine scale in what is an arid environment.

- [11] Given this context the risks for ORC are that there is **failure** to:
- Deliver a package that is clearly articulated and works – i.e., it can be implemented via a variety of mechanisms/interventions.
  - Achieve timelines.
  - Provide an enduring outcome – which includes failing to protect what’s precious whilst enabling the community to prosper.
  - Assist and aid the Manuherikia community through a manageable transition process.
  - Listen, respond and lead.
  - Have a coherent plan for consent management if applications are received in this period.
- [12] Risk mitigation strategies and mechanisms are required in the time preceding notification which enable:
- Development of a shared understanding of the issues and drivers, sharing of differing perspectives, and to extent possible formation of vision for how the water management within the catchment can be achieved.
  - Clarification on the points of disagreement and why which preferably reduces the gap, whilst accepting that there will be formal processes post plan notification that resolves these.
- [13] Risk management mechanisms will be:
- Formalised via both a Technical Working Group and a Community Strategy/Reference Group. Work is well underway on setting up the proposed terms of reference, composition and meeting cycle for these groups.
  - Work is also underway on developing a robust consent management strategy.
- [14] A note – on what success at notification point looks– like for ORC  
The measures should be:
- has ORC met its obligations in respect of the objectives and timelines it set for itself with which it had direct control over?
  - Did the participating parties feel they were listened to, treated with respect, and solutions to problems identified and worked on?
  - That there is a relatively narrow list of disagreement points even if the gap remains substantial.

## **CONSIDERATIONS**

### **Policy Considerations**

- [15] An initial view of the main risks and risk mitigation processes associated with the development of water management plan changes for the Priority Catchments being Arrow, Cardrona and Manuherikia, will better enable staff to carry out its role in



undertaking the Water Plan review framework within the timeframes set out in the P.I.P, as adopted by Council in October 2018.

### **Financial Considerations**

- [16] The Policy Team administers existing budgets for setting minimum flows in the priority catchments and general Water Planning.
- [17] The preliminary assessment of risks and potential risk mitigation measures points towards the need to ensure adequate resources are allocated towards the management of identified risk. Any additional expenditures arising from the need to manage risks associated with the development and notification of water management plan for the Priority Catchments prior to 2021 will be funded from the budgets previously discussed for this coming annual plan budgets.

### **Significance and Engagement**

- [18] The proposed new approach for developing water management plans for the Priority Catchments will trigger ORC's Significance and Engagement Policy (SEP) as this project is likely to have potentially significant impacts on many people.
- [19] The risks associated with the new approach for managing water in the Priority Catchment affect ORC, as well as various stakeholders and interested parties. Furthermore, many of the risks identified can be reduced or addressed through the establishment of constructive working relationships and the effective exchange of information between ORC and stakeholders. For these reasons it is considered that the discussion about risks and risk mitigation should be an integral part of ORC's consultation with external parties.

### **Legislative Considerations**

- [20] The Local Government Act 2002 requires local authorities to develop processes to enhance efficient operations, effective processes and successful strategies that increase the likelihood of achieving the best results for the community and the Council. A key aspect of making sure local authorities achieve this outcome involves the provision of risk-based information to support decision-making and ensuring risks are being appropriately addressed and managed.

### **NEXT STEPS**

- [21] The next step is to provide Council at its upcoming Policy Committee meeting with further advice on the reporting framework on progress with the workstreams and on material issues to be resolved as they arise. That reporting will cover a more in-depth risk assessment and related mitigation initiatives.

Nil

## Appendix 1: Overview of workstreams and risk assessment for the Arrow and Cardrona Plan Change

Cardrona and Arrow Catchments												Risk				
Work streams	Work component	Resources										Risk	Likelihood	Impact	Mitigation	
Technical assessments	Surface water hydrology	ORC science & NIWA										Late delivery due to lack of resources Limitations to modelling due to catchment complexity (hydrology, water use) and data gaps.	Low	High	Audit of the catchment. Clear and regular communication/information exchange between ORC, NIWA and water users. Extra resources	
	Surety modelling															
	Ecology/Habitat modelling	ORC science & Water ways Ltd										Based out outdated survey data Lack of resourcing No suitable flow conditions to undertake fieldwork	High	Medium to high	Exchange of info between stakeholders and ORC Look at external or extra resourcing	
	Economic	Land water People										Does not meet quality standards - Baseline info (not fit for purpose) Late delivery due to late delivery surety model	Low	High	Good project management to ensure water surety model is delivered on time and meets quality expectations. Maintain good relationship with community to ensure exchange of local information	
	Social	Nick Taylor and Associates										Late delivery (due to late delivery of EIA) Does not meet quality standards	Low	Low to medium	Good project management to ensure water surety model is delivered on time and meets quality expectations. Maintain good relationship with community to ensure exchange of local information	
	Cultural	Aukaha										Late delivery due to lack of resourcing	Medium	High	Extra resourcing	
Analysis of Community values and aspirations	Collate values & aspirations info	Policy										Lack of staff resourcing Information collated up to date is not fit for purpose	Low to medium	Medium	Extra resourcing	
	Analyse values & aspirations info	Policy														
	Develop "futures" scenarios	Policy														
Developing Freshwater Objectives	Identifying attributes	Policy, Science										Lack of staff resourcing Information collated up to date is not fit for purpose	Low to medium	Medium	Extra resourcing	
	Identifying attribute states	Policy, Science														
	Developing options for Freshwater Objectives	Policy, Science, Aukaha														
	Analysis (cost benefits of options for Freshwater Objectives)															
Review operative Water Plan provisions	General provisions (Kai Tahu, Values chapters, Schedules and Methods)	Policy										Lack of resourcing	Medium	High	Extra resourcing (internal and external if needed) to complete work within agreed timeframes Exclude less critical aspects of the plan change proposal from plan change scope and include within scope of later FMU process	
	Water Quantity	Policy														
	Water Quality	Policy														
	Management of beds of lakes and rivers	Policy														
	Other	Policy														
Plan Drafting	Drafting	Policy														
Section 32 Drafting		Policy														
Milestones	Consultation - Values Confirmation	Policy, Comms			*											
	Consultation - Freshwater Objectives	Policy, Comms				*										
	Consultation - Assessment of options	Policy, Comms							*							
	Notification	Policy												*		
			Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec				

Appendix 2: Overview of workstreams and risk assessment for the Manuherekia Plan Change

		Manuherekia																				Risk					
Workstreams	Work component	Resources																						Risk	Likelihood	Impact	Mitigation measures
Technical assessments	Surface water hydrology/CHESS	ORC science & NIWA, TAG																						Late delivery due to lack of resources and lack of baseline information	Medium	High	Good project management to ensure CHESS delivered on time and meets quality expectations Audit of the catchment to collect additional info needed. Extra resourcing
	Surety modelling	ORC science & NIWA, TAG																						Limitations to modelling due to catchment complexity (hydrology, water use) and data gaps.			
	Groundwater hydrology	ORC science or external (TBD)																						Does not meet quality expectations	Medium	Low	Review
	Ecology/Habitat modelling	ORC science & Water ways Ltd, TAG																						Lack of resourcing No suitable flow conditions to undertake fieldwork Does not meet quality expectations	Medium	High	Exchange of info between stakeholders and ORC Look at external or extra resourcing
	Water Quality	ORC science & NIWA, TAG																						Does not meet quality standards Not fit for purpose	Medium	Low	Exclude from plan change scope and include within scope of later FMU process
	Economic Impact Assessment	Land water People, TAG																						Late delivery (e.g. due to late delivery CHESS) Does not meet quality standards - baseline info (e.g. CHESS) not fit for purpose	Medium	High	Good project management to ensure CHESS delivered on time and meets quality expectations Maintain good relationship with community to ensure exchange of local information
	Social Impact Assessment	External (TBC)																						Late delivery (due to late delivery of CHESS, EIA) Does not meet quality standards	Medium	Low to medium	Good project management to ensure CHESS delivered on time and meets quality expectations
	Landscape Recreation																							No qualified experts available to deliver service in time	Low	Low	Early procurement process
	Cultural	Aukaha																						Late delivery due to lack of resourcing	Medium	High	Extra resourcing
Analysis of Community values and aspirations	Collate values & aspirations info	Policy																					Lack of staff resourcing Information collated up to date is not fit for purpose	Low to medium	Medium	Extra resourcing	
	Analyse values & aspirations info	Policy																									
	Develop "futures" scenarios	Policy, CRF																									
Developing Freshwater Objectives	Identifying attributes	Policy, Science, TAG																					Lack of staff resourcing Information collated up to date is not fit for purpose	Low to medium	Medium	Extra resourcing	
	Identifying attribute states	Policy, Science, TAG																									



## 13. REPORT BACK FROM COUNCILLORS

## 14. NOTICES OF MOTION

## 15. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS

### 15.1. Recommendations of the Policy Committee

Policy Committee Meeting, 20 March 2019

#### 10.1. New Approach for managing water in the Priority Catchments

##### Resolution

*That the Council:*

- 1) **Notes** the feedback received from our iwi partners, consultants and stakeholders on the proposed new approach for progressing the development of water management plans for the Arrow, Cardrona and Manuherikia (Manuherekia) catchments.
- 2) **Adopts** the proposal to: simultaneously develop a set of principles and **framework** for the overarching regional water plan consistent with the values and intent of the partnership with Iwi.
- 3) **Note** that many but possibly not all of these principles will already be developed within existing ORC policies and plans i.e., the regional Policy Statement
- 4) **Agree** the relationship agreement with Aukaha be further developed with a view to formalising it between ORC and Ngai Tahu thereby enabling a systematic approach to be undertaken on the plan development process at a staff level.
- 5) **Initiate** the development of two plan changes to set freshwater objectives and comprehensive planning framework for managing water in the Arrow, Cardrona and Manuherikia (Manuherekia) catchments in accordance with the process outlined in policies CA1-CA4 of the National Policy Statement for Freshwater Management 2014 (amended 2017)
- 6) **Notify** before 1 January 2021 the plan changes for **partially** managing water in the Arrow, Cardrona and Manuherikia (Manuherekia) catchments as for Stage 1 of the full Water Plan review
- 7) **Establish** a Technical Advisory Group (TAG) and Community Reference Group (CRG), with formalised terms of reference, to provide ongoing technical and strategic advice and input to the ORC that supports the delivery of the plan change for managing water in the Manuherikia (Manuherekia) catchment **and provide a progress report at the next council meeting.**

Moved: Cr Woodhead

Seconded: Cr Robertson

CARRIED

#### 11.1. Director's Report on Progress

##### Resolution

*That the Council:*

1) **Receives** this report.

Moved: Cr Robertson

Seconded: Cr Hope

CARRIED

## **11.2. Overseer update**

### **Resolution**

*That the Council:*

1) **Receives** this report.

Moved: Cr Woodhead

Seconded: Cr Kempton

CARRIED

## **15.2. Recommendations of the Regulatory Committee**

### **Recommendations of the 21 March 2019 Regulatory Committee Meeting**

#### **10.1. Enforcement Action Resolution**

*That the Council:*

1) **Receives** this report.

Moved: Cr Woodhead

Seconded: Cr Deaker

CARRIED

#### **10.2. Lagarosiphon management review Resolution**

*That the Council:*

1) **Receives** this report.

Moved: Cr Woodhead

Seconded: Cr Noone

CARRIED

#### **10.3. Directors Report on Progress Resolution**

*That the Council:*

1) **Receives** this report.

Moved: Cr Noone

Seconded: Cr Neill

CARRIED

#### **10.4. Consents and Building Control Resolution**

*That the Council:*

1) **Receives** this report.

Moved: Cr Woodhead

Seconded: Cr Deaker

CARRIED

## **10.5. Plan Change 6A - The Good Water Programme Resolution**

*That the Council:*

- 1. *Receives*** this report.
- 2. *Endorses*** the Principles and Priorities for the Good Water Programme Implementation of Plan Change 6A

Moved: Cr Woodhead

Seconded: Cr Kempton

CARRIED



### 15.3. Recommendations of the Communications Committee

#### Recommendations of the 20 March 2019 Communications Committee Meeting

##### 10.1. Waterwise

###### Resolution

*That the Council:*

- 1) **Agrees** to support the application to be a Regional Centre of Expertise and to send Councillor Bryan Scott of ORC to the 9 April 2019 meeting at Cromwell Polytechnic.
- 2) **Delegates** the signing of a letter of support for the application to become a Regional Centre of Expertise.

Moved: Cr Deaker

Seconded: Cr Neill

CARRIED

##### 11.1. Director's Report on Progress

###### Resolution

*That the Council:*

- 1) **Receives** this report.

Moved: Cr Hope

Seconded: Cr Kempton

CARRIED

## 15.4. Recommendations of the Technical Committee

### Recommendations of the 21 March 2019 Technical Committee Meeting

#### 10.1. Leith Amenity Enhancement

##### Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Endorses**:
  - a) the concepts described in this report for consideration in the development of implementation options in 2020/21 for inclusion in the Draft 2021/31 Long Term Plan,
  - b) implementation of works on the Riego Street to Anzac Avenue site on the right bank outside Otago Polytechnic, where reconstruction of a lowered platform and a walkway down along the river can provide for best immediate amenity outcome for the estimated sum of \$953,000.
- 3) **Notes** the contributions and efforts of the members and member organisations of the Leith Working Group.

Moved: Cr Laws

Seconded: Cr Brown

CARRIED

#### 10.2. Stock Truck Effluent Disposal Central Otago

##### Resolution

*That the Council:*

- 1) **Receives** *this report.*
- 2) **Notes** *the funding implications of proceeding to construct a second new STED in Central Otago.*
- 3) **Approves** *State Highway 8, Tarras, Lindis Peaks Straight as the location for the new STED in Central Otago*

Moved: Cr Noone

Seconded: Cr Deaker

CARRIED

#### 10.3. Lake Hayes Restoration

##### Resolution

*That the Council:*

- 1) **Receives** *this report.*
- 2) **Approves** *public consultation on technical intervention options for water quality improvement in Lake Hayes.*

Moved: Cr Laws

Seconded: Cr Lawton

CARRIED

### **11.1. Director's report on Progress**

#### **Resolution**

*That the Council:*

- 1) *Receives* this report.**

Moved: Cr Noone

Seconded: Cr Neill

CARRIED

### **11.2. Active faults in the Queenstown Lakes and Central Otago districts**

#### **Resolution**

*That the Council:*

- 1) *Receives* this report.**

Moved: Cr Lawton

Seconded: Cr Noone

CARRIED

### **11.3. Waitaki District Coastal Hazards**

#### **Resolution**

*That the Council:*

- 1) *Receives* this report.**
- 2) *Notes* this report.**

Moved: Cr Brown

Seconded: Cr Deaker

CARRIED

### **11.4. 2018 Air Quality Activities report**

#### **Resolution**

*That the Council:*

- 1) *Receives* this report.**
- 2) *Notes* the Arrowtown air quality programme be a prototype for the development of future local air quality programmes**

Moved: Cr Noone

Seconded: Cr Kempton

CARRIED

## 15.5. Recommendations of the Public Portion of the Finance and Corporate Committee

### Recommendations of the 20 & 21 March 2019 (Public) Finance and Corporate Committee Meeting

#### 10.1. Director's Report

##### Resolution

*That the Finance and Corporate Committee:*

- 1) **Receive** this report.
- 2) **Endorse** the January 2019 and February 2019 payments summarised and detailed in the payments schedule, totalling \$13,278,785.41.

Moved: Cr Brown

Seconded: Cr Hope

CARRIED

#### 10.2. Port Ownership Review

##### Resolution:

That the Council:

- a. **Receives** this report.
- b. **Approves** the staff report and amends the terms of reference to add item **8 (d)(vi) Each ownership model should include consideration of the social and environmental implications to the ORC.**
- c. **Approves** the proposed process and terms of reference per the addition of item **8(d)(vi).**

Moved: Cr Brown

Seconded: Cr Woodhead

CARRIED

#### 10.3. Clean Heat Clean Air Review

##### Resolution

*That the Council:*

1. **Approves** the proposed changes to ORC's Clean Heat Clean Air programme for the period commencing April 2019 and ending June 2020.

Moved: Cr Noone

Seconded: Cr Kempton

CARRIED

#### 11.1. Financial Report for the six months to 31 December 2018

##### Resolution

*That the Council:*

1. **Receives** this report.

Moved: Cr Deaker  
Seconded: Cr Noone  
CARRIED

### **11.2. Public Transport Update**

#### **Resolution**

*That the Committee:*

- 1) *Receives this report.*

Moved: Cr Scott  
Seconded: Cr Noone  
CARRIED

### **11.3. Q2: Activity Review 1 October to 31 December 2018**

#### **Resolution**

- 1) *That the Activity Review Q2 report be received.*

Moved: Cr Brown  
Seconded: Cr Noone  
CARRIED

### **11.4. Treasury Report - December 2018**

#### **Resolution**

*That the Committee:*

- 1) *Receive this report.*

Moved: Cr Noone  
Seconded: Cr Robertson  
CARRIED

### **13.1. Recommendations of the Audit and Risk Subcommittee - 14 March 2019**

#### **Resolution**

- 1) *That the recommendations of the Audit and Risk Subcommittee from the 14 March 2019 meeting be actioned.*

Moved: Cr Noone  
Seconded: Cr Kempton  
CARRIED

## 16. RESOLUTION TO EXCLUDE THE PUBLIC

That the public be excluded from the following parts of the proceedings of this meeting, namely:

### **Item 1.1 Approval of minutes of the 20 February 2019 Public Excluded Council Meeting**

### **Item 2.1 Head Office Update**

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

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
<p>1.1 Minutes of the 20 February 2019 Public Excluded Council Meeting</p> <p>2.1 GOV1829, Head Office Update</p>	<p>Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds:</p> <p>(a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist,</p> <p>To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h)</p> <p>To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) – Section 7(2)(i)</p>	<p>Section 48(1)(a); Section 7(2)(h) 7(2)(i)</p>

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 follows:

- **1.1 Minutes of the 20 February 2019 Public Excluded Council Meeting**
- **2.1 GOV1829 Head Office Update**

Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds:

(a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist,

To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h).

To enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) – Section 7(2)(i)

## **17. CLOSURE**