



Minutes of an ordinary meeting of Council held in the
Otago Regional Council on
Wednesday 30 September 2020 at 1:00 pm

Membership

Cr Andrew Noone	<i>(Chairperson)</i>
Cr Michael Laws	<i>(Deputy Chairperson)</i>
Cr Hilary Calvert	
Cr Alexa Forbes	
Cr Michael Deaker	
Hon Cr Marian Hobbs	
Cr Carmen Hope	
Cr Gary Kelliher	
Cr Kevin Malcolm	
Cr Gretchen Robertson	
Cr Bryan Scott	
Cr Kate Wilson	

Welcome

Chairperson Andrew Noone welcomed Councillors, members of the public and staff to the meeting at 1 p.m.

Councillor Deaker was present via electronic link and Cr Hope joined the meeting late via electronic link.

Staff present included: Sarah Gardner (Chief Executive), Gwyneth Elsum (GM Strategy, Policy and Science), Nick Donnelly (GM Corporate Services), Gavin Palmer (GM Operations), Amanda Vercoe (Executive Advisor), Sarah Munro (Manager Finance - Reporting), Ryan Tippet (Media Communications Lead), Eleanor Ross (Manager Communications Channels), Andrea Howard (Manager Biosecurity and Rural Liaison), Peter Kelliher (Legal Counsel), Jess Thomson (Procurement and Contracts Coordinator), Michelle Mifflin (Manager Engineering) and Liz Spector (Committee Secretary).

For our future

1. APOLOGIES

Resolution

That the apology for Cr Robertson and the lateness for Cr Hope be accepted.

Moved: Cr Wilson

Seconded: Cr Kelliher

CARRIED

2. CONFIRMATION OF AGENDA

The agenda was confirmed as published.

3. CONFLICT OF INTEREST

No conflicts of interest were advised.

4. PUBLIC FORUM

No public forum was held.

5. PRESENTATIONS

Kevin Winders (Chief Executive, Port Otago Limited) and Paul Rea (Board Chair, Port Otago Limited) presented the Port's Annual Report to Council. Stephen Connelly (CFO) and Pat Heslin (Board Deputy Chair) were also present. After the presentation, the Councillors thanked them for their presentation and congratulated Port Otago on its Annual Report.

Cr Forbes left the meeting at 01:30 pm.

Cr Forbes returned to the meeting at 01:37 pm.

6. CONFIRMATION OF MINUTES

Resolution

That the minutes of the (public portion of the) Council meeting held on 26 August 2020 be received and confirmed as a true and accurate record.

Moved: Cr Wilson

Seconded: Cr Kelliher

CARRIED

Prior to consideration of Outstanding Actions, Cr Wilson said that breaking news had revealed appointment of a new Chief Executive for the Dunedin City Council, and she moved:

Resolution

That the ORC Council acknowledges the appointment of Sandy Graham as the new Chief Executive of the Dunedin City Council and congratulates her on that appointment.

Moved: Cr Wilson

Seconded: Cr Calvert

CARRIED

7. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

Outstanding actions of Council Meetings were then reviewed. Cr Noone noted he will review the outstanding item related to items for potential consideration by the Otago Mayoral Forum and will confirm with Executive Advisor Amanda Vercoe. No other updates were made.

8. CHAIRPERSON'S AND CHIEF EXECUTIVE'S REPORTS

8.1. Chairperson's Report

8.2. Chief Executive's Report

Cr Laws left the meeting at 02:07 pm.

Cr Laws returned to the meeting at 02:10 pm.

Cr Noone and CE Gardner responded to questions about their report. Following discussions, Cr Wilson moved:

Resolution

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

Moved: Cr Wilson

Seconded: Cr Hobbs

CARRIED

9. MATTERS FOR COUNCIL DECISION

9.1. Port Otago Limited Constitution

This report was provided for Council to consider and approve the revised Constitution of Port Otago Limited. A draft Constitution was considered by the Finance Committee on 26 August, with the committee recommending Council adoption of the document. Nick Donnelly (GM Corporate Services) was present to respond to questions about the report.

Mr Donnelly noted details related to governance appointment of board members had been removed from the revised Constitution and included in a recruitment policy which was adopted at the 10 September 2020 Governance, Communications and Engagement Committee meeting. He said the updated Constitution addressed issues raised by Council earlier in the year and would allow the Council and the Port to move forward.

After a discussion of the revisions, Chairperson Noone asked for a motion.

Resolution

That Council:

- 1) ***Receives*** this report.
- 2) ***Approves*** the attached revised Constitution for Port Otago Limited.

- 3) **Notes** the revised Constitution requires approval by the Minister of Transport and that Port Otago will obtain that approval before filing the revised Constitution with the Companies Office.

Moved: Cr Malcolm

Seconded: Cr Hobbs

CARRIED

9.2. Annual Report 2019/20 - Adoption

This report presented the Annual Report 2019/2020 to Council for formal adoption. The draft report and financial statements were endorsed by the Audit & Risk Subcommittee at its 23 September 2020 meeting. Nick Donnelly (GM Corporate Services) was present to respond to questions about the report.

Cr Laws said he had concerns with the reporting of water quality in lakes over the past several years. He asked if something had changed in reporting which would cause the variable results. Gwyneth Elsum (GM Strategy, Policy and Science) said she did not believe reporting methodology had changed and the variability was probably related to the number of measurements taken in each year. She said she would clarify this for the Councillors.

Cr Calvert said that the auditors noted a great improvement in the report over previous years, and said the reports do a better job of telling the story. Cr Forbes said she still has concerns with the number of Service Level Targets that were red. Cr Malcolm said those negatives would be a challenge for governance to resolve.

Cr Noone thanked Chief Executive Gardner for the amount of work that had been put in by staff to get the ORC headed in the right direction. He acknowledged the challenging year for staff and governors and noted community feedback is positive about the improvements underway in the transport space. After further discussion of the report, Cr Noone asked for a motion.

Resolution

That the Council:

- 1) **Receives** this report.
- 2) **Approves and adopts** the Annual Report and Financial Statements for the year ended 30 June 2020.
- 3) **Authorises** the Chairperson and Chief Executive to sign the Annual Report and Representation Letter on behalf of Council.
- 4) **Acknowledges** with gratitude the work of staff in putting together the Report.

Moved: Cr Calvert

Seconded: Cr Wilson

CARRIED

10. MATTERS FOR NOTING

Cr Calvert left the meeting at 03:03 pm.

Cr Calvert returned to the meeting at 03:05 pm.

10.1. COVID-19 Councillor Working Group Update

The report was provided to update the meeting on work underway by the COVID-19/Jobs for Nature Working Group. This group is comprised of ORC councillors and staff with an interest in Otago Regional Council's contribution to recovery from the impacts of COVID-19. Cr Scott led the discussion on the group's activities. Cr Deaker asked the Chief Executive to produce a summary paper describing the potential outcomes of the group's work and how they fit within the strategic priorities. Cr Deaker then moved:

Resolution

That the Council:

- 1) **Receives** *this report.*
- 2) **Notes** *the work of the Working Group and the approaches being investigated for future consideration by Council.*
- 3) **Requests** *the Chief Executive to produce a one-pager summarising what outcomes related to ORC strategic priorities we are seeking between now and 2023 that may be enabled by the investment opportunity in front of us.*

Moved: Cr Deaker

Seconded: Cr Malcolm

CARRIED

11. REPORT BACK FROM COUNCILLORS

Crs Forbes, Cr Malcolm and Cr Scott briefed the Council on external meetings and events they participated in during the previous month. Cr Forbes' written report back was included in the agenda. Cr Malcolm's emailed report back is attached as an addendum to these minutes. Cr Scott updated the group on the new catchment group entity, noting staff will provide a formal report to an upcoming meeting.

Resolution

That the Council:

- 1) **Receives** *the reports from Crs Forbes, Malcolm and Scott.*

Moved: Cr Noone

Seconded: Cr Kelliher

CARRIED

12. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS

12.1. Recommendations of the Finance Committee, 26 August 2020

Resolution

That resolutions of the 26 August 2020 Finance Committee be adopted.

Moved: Cr Calvert
Seconded: Cr Wilson
CARRIED

12.2. Recommendations of the Strategy and Planning Committee, 9 September 2020

Resolution

That resolutions of the 9 September 2020 Strategy and Planning Committee be adopted.

Moved: Cr Calvert
Seconded: Cr Wilson
CARRIED

12.3. Recommendations of the Governance, Communications and Engagement Committee, 10 September 2020

Resolution

That resolutions of the 10 September 2020 Governance, Communications and Engagement Committee meeting be adopted.

Moved: Cr Calvert
Seconded: Cr Wilson
CARRIED

13. RESOLUTION TO EXCLUDE THE PUBLIC

Resolution

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

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
<i>1.1 Minutes of public-excluded meeting of Council 10 Sept 2020</i>	To enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities – Section 7(2)(h);	Section 48(1)(a) Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good

		reason for withholding would exist.
2.1 <i>National Wilding Pine Funding Round 2020 - 2024</i>	<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>	Section 48(1)(a) Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
2.2 <i>Government Funding (CIP) of Flood Protection</i>	<p>To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information— would be likely otherwise to damage the public interest – Section 7(2)(c)(ii);</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>	Section 48(1)(a) Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.

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.

Moved: Cr Noone
 Seconded: Cr Malcolm
 CARRIED

14. CLOSURE

There was no further public business and Chairperson Noone declared the meeting closed.

Andrew Noone

Chairperson

28 October 2020

Date

Attachment to Minutes:

From: Cr Kevin Malcolm (ORC)
Sent: Tuesday, 29 September 2020 9:59 p.m.
To: Liz Spector
Cc: Councillors; Sarah Gardner
Subject: Manuherehia Reference Group Update

Meeting 23rd September.

Progressing rapidly to decision time

Group are working in a positive and collaborative manner.
Real willingness to create a long term plan to ensure catchment health and community wellbeing.

Members from
Fish & Game
Forest & Bird
Central Otago District Council
ORC Staff & Governance
Central Otago Environmental Society
Dept of Conservation
Irrigators Collective

Priority Areas.

Mahika Kai (ORC currently working with Kai Tahu) Aquatic Indigenous Biodiversity Water Quality Flows

Currently completing Hydrology modelling, Ecology field work including biodiversity, recreation assessment, and landscape, natural character and heritage assessment.
Due for completion October 2020 (most areas completed)

These discoveries will be used to develop scenarios to draft 'Manuherehia Choices'
Economic & Socio economic assessments will be completed for each scenario.
Aim to be presented to group at their November meeting for discussion and ratification.

Alec Neil is the independent Chair.
Andrew Newman lead consultant. (ORC)
ORC staff Tom Pelsemaeker, Peter Ravenscroft, Anna Ferguson, Rachel Ozanne,
Rachel Brown, Rachel Currie.

Staff are making quality presentations and show a real desire to create a positive forward direction.

Ministers announcement on exemplar catchment.

Group is already well advanced with Beef & Lamb initiative on fencing, riparian planting and wetland restoration to Thompson's Creek.
Very receptive to additional assistance providing it is to 'get things done' and not another layer of paper.
Proposal for ORC to update the Minister on the MRG's progress and welcoming his support.

Happy to clarify any points.

Cheers
Kevin

Sent from my iPad