

Council MINUTES

Minutes of an ordinary meeting of the Otago Regional Council held in the Council Chamber, Level 2 Philip Laing House, 144 Rattray Street, Dunedin on Wednesday 6 December 2023, commencing at 1:00 PM.

PRESENT

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

1. WELCOME

Chairperson Robertson welcomed Councillors, members of the public and staff to the meeting at 1:00 pm and opened with a karakia. Staff present included Richard Saunders (Chief Executive), Pim Borren (GM Transport), Nick Donnelly (GM Corporate Services), Anita Dawe (GM Policy and Science), Gavin Palmer (GM Operations), Joanna Gilroy (Acting GM Regulatory), Amanda Vercoe (GM Governance, Culture and Customer), Fleur Matthews (Manager, Policy and Planning), Jonathan Rowe (Dunedin City Council Programme Manager) and Trudi McLaren (Governance Support).

2. APOLOGIES

Resolution: Cr Forbes Moved, Cr Robertson Seconded:

That the apologies for Elliot Weir be accepted.

MOTION CARRIED

3. PUBLIC FORUM

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

4. CONFIRMATION OF AGENDA

The agenda was confirmed as published.

5. DECLARATIONS OF INTERESTS

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

6. CONFIRMATION OF MINUTES

With the note of one amendment, it was moved:

Resolution: Cr Somerville Moved, Cr Wilson Seconded

That the minutes of the (public portion of the) Council meeting held on 22 November 2023 be received and confirmed as a true and accurate record.

MOTION CARRIED

7. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

Open actions from resolutions of the Committee were reviewed. A change to update the action due date to 2024 for 'CEO2301 Internal Audit Options for Otago Regional Council' was noted.

8. MATTERS FOR CONSIDERATION

8.1. South Dunedin Future Risk and Adaptation Approaches

This paper sought to update Council on the South Dunedin Future programme, including findings from the risk identification stage, to seek endorsement of a longlist of generic adaptation approaches, and seek approval to engage the community on these topics.

Anita Dawe, General Manager Policy and Science, Gavin Palmer, General Manager Operations and Jonathan Rowe, Dunedin City Council Programme Manager presented the report with an opportunity to ask questions.

Resolution CM23-243: Cr Wilson Moved, Cr Malcolm Seconded

That the Council:

- 1) **Notes** the background of the South Dunedin Future programme and work undertaken since the previous update report to the Safety and Resilience Committee on 10 August 2023.

Risk Assessment

- 2) **Notes** the risk assessment workstream of the South Dunedin Future programme will be undertaken in three stages: (i) risk identification; (ii) risk exposure and vulnerability assessment; and (iii) detailed risk assessment.
- 3) **Notes** the attached Risk Identification Report for South Dunedin, which constitutes the first stage of risk assessment workstream, and has been prepared by the 'Kia Rōpine' consultant team (WSP, BECA and Tonkin & Taylor).
- 4) **Notes** the Risk Identification Report has undergone technical peer review by Jacobs New Zealand Ltd and Royal HaskoningDHV, and that there remain peer review feedback items to resolve in the next stage of the risk assessment workstream.
- 5) **Notes** work has commenced on the second stage of the risk assessment workstream, confirming the risk assessment methodology, which will be completed by mid-2024 and reported back to Councils.

Adaptation Approaches

- 6) **Notes** the adaptation approaches workstream of the South Dunedin Future programme will be undertaken in five stages: (i) domestic and international good practice report; (ii) longlist of generic adaptation approaches; (iii) spatial longlist of adaptation approaches; (iv) spatial shortlist of adaptation approaches; and (v) preferred approaches.
- 7) **Notes** the attached Domestic and international good practice report, which constitutes the first stage of the adaptation approaches workstream, and has been prepared by the 'Kia Rōpine' consultant team (WSP, BECA and Tonkin & Taylor).

- 8) **Notes** the attached Longlist of generic adaptation approaches – Context summary report and Factsheets, which constitute the second stage of the adaptation approaches workstream, and have been prepared by the ‘Kia Rōpine’ consultant team (WSP, BECA and Tonkin & Taylor).
- 9) **Notes** that the Domestic and international good practice report, and the Longlist of generic adaptation approaches – Context summary report and Factsheets, have undergone technical peer review by Jacobs New Zealand Ltd, supported by Royal HaskoningDHV and Bell Adapt Ltd.
- 10) **Endorses** the attached Longlist of generic adaptation approaches – Context summary report and Factsheets for the purposes of community engagement.

Community Engagement

- 11) **Notes** the next stage of the risk assessment workstream includes seeking community input into identification and confirmation of relevant risks for South Dunedin.
- 12) **Notes** the next stage in the adaptation approaches workstream is to engage with partners, stakeholders and affected communities on the longlist of generic adaptation approaches.
- 13) **Approves** the SDF programme team undertaking engagement with partners, stakeholders and affected communities on the basis of the approaches identified in the Longlist of generic adaptation approaches – Context Summary Report and Factsheets, which will inform development of subsequent adaptation approaches work.

MOTION CARRIED

8.2. Overview of feedback received during community engagement on the draft Land and Water Regional Plan

The purpose of this paper was to present an overview of feedback received during the most recent stage of community and stakeholder engagement on the draft Land and Water Regional Plan (LWRP) for Otago.

Anita Dawe, General Manager Policy and Science, Fleur Matthews, Manager Policy and Planning, Amber Smith, Policy Analyst, and Tom de Pelsemaeker, Team Leader Water and Land were present to speak to the paper and answer questions.

Resolution CM23-244: Cr McCall Moved, Cr Noone Seconded

That the Council:

- 1) **Notes** this report.

MOTION CARRIED

8.3. Efficiency Review report back

This paper provided Council with the outcome of the efficiency review undertaken by Morrison Low and R B Robertson in July/August 2023.

Richard Saunders, Chief Executive, spoke to the paper and was available to answer questions.

Resolution CM23-245: Cr Laws Moved, Cr Somerville Seconded

That the Council:

- 1) **Notes** this report.
- 2) **Notes** that a progress update on the implementation of the review recommendations will be presented back to Council at the beginning of the next financial year (2024/2025).

MOTION CARRIED

Resolution: Cr Robertson Moved, Cr Kelliher Seconded

That the Council:

- 1) **Adjourn** the meeting for 10 minutes.

MOTION CARRIED

The meeting resumed at 3:25PM

8.4. Infrastructure Strategy 2024 - 2054

The purpose of this paper was to seek Council approval of the draft 2024-2054 Flood Protection, Land Drainage and River Management Infrastructure Strategy which will form part of the Draft 2024-2034 Long Term Plan (LTP).

Gavin Palmer, General Manager Operations, Michelle Mifflin, Manager Engineering and Pam Wilson, Engineering Infrastructure Lead were present to speak to this report.

Cr Noone left the meeting at 3:48PM and returned at 3:50PM

Cr Laws left the meeting at 4.15PM and returned at 4.16PM

Resolution CM23-246: Cr Wilson Moved, Cr Somerville Seconded

That the Council:

- 1) **Receives** this report.
- 2) **Approves** the draft 2024-2054 Infrastructure Strategy to be included in the information available for community consultation in the Long-Term Plan 2024-34 process, subject to any minor editorial changes made by staff.
- 3) **Notes** that the Infrastructure Strategy is to provide the framework (direction) for managing flood protection, land drainage and river management infrastructure and for informing future decisions that are identified by the significant issues.

- 4) **Notes** that the scheme maps attached as Appendix A to the draft 2024-2054 Infrastructure Strategy will be updated prior to commencement of the Long-Term Plan 2024-34 public consultation.

MOTION CARRIED

8.5. ORC's strategic and community engagement

The purpose of this paper was to seek Council direction on the scope of ORC's strategic and community engagement opportunities and to outline the current and future opportunities that can elevate engagement best practices, meeting the needs of ORC staff, stakeholders and Otago's communities.

Amanda Vercoe GM Governance Culture and Customer, Andrea Howard Manager Executive Advice and Kate Pettit Senior Advisor Strategic Engagement were present to speak to the paper and answer questions.

Cr Kelliher left the meeting at 4:18PM and returned at 4:21PM

Cr Kelliher left the meeting at 4:28PM and returned at 4:31PM

Resolution CM23-247: Cr Forbes Moved, Cr McCall Seconded

That the Council:

- 1) **Notes** the report.
- 2) **Notes** the enhanced engagement approach piloted with strategic stakeholders for the 2024-24 Long-Term Plan.
- 3) **Notes** that increased levels of service will be proposed through the draft Long Term Plan 2024-34 process, with the aim of delivering better engagement practices.

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

MOTION CARRIED

Cr Noone left meeting at 4.43PM

8.6. Membership Representation Review 2024 - Introduction

The purpose of this paper was to note that Otago Regional Council is required to undertake a membership representation review under the Local Electoral Act in 2024, and to seek guidance on:

- a. How Council wishes to oversee the process of developing options, and
- b. Issues of interest that could be included in any potential early engagement with the community.

Amanda Vercoe, General Manager Governance, Culture and Customer was present to speak to the paper and answer questions.

Resolution CM23-248: Cr Wilson Moved, Cr Scott Seconded

That the Council:

- 1) Notes this report.**
- 2) Agrees that oversight of the membership representation review will remain with all of Council, and be done through a series of Council workshops.**

MOTION CARRIED

9. RECOMMENDATIONS ADOPTED AT COMMITTEE MEETINGS

9.1. Recommendations of Environmental Implementation Committee

Resolution CM23-249: Cr Somerville Moved, Cr Forbes Seconded

That the Council adopts the resolutions of the 8 November 2023 Environmental Implementation Committee.

MOTION CARRIED

9.2. Recommendations of the Public and Active Transport Committee

Resolution CM23-250: Cr Forbes Moved, Cr Somerville Seconded

That the Council adopts the recommendations of the 9 November Public and Active Transport Committee.

MOTION CARRIED

10. RESOLUTION TO EXCLUDE THE PUBLIC

Resolution: Cr Robertson Moved, Cr McCall Seconded:

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

- Confidential Minutes of 22 November 2023
- Port Otago Resolution in Lieu of Annual Shareholders Meeting
- Property Resolutions
- Approval to Notify the Draft Dunedin City Future Development Strategy

It was also moved that Emma Christmas and Rodney Yeoman be permitted to remain at this meeting for the Dunedin City Future Development Strategy paper, after the public has been excluded, because of their knowledge of the topic. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of their subject matter expertise.

MOTION CARRIED

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
1.1 Confidential Minutes of 22 November 2023	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a)	Section 48(1)(a); Subject to subsection (3), a local authority may by resolution exclude the public from the whole or any part of the proceedings of any meeting only on 1 or more of the following grounds: (a) that the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist.
2.1 Port Otago Resolution in Lieu of Annual Shareholders Meeting	To protect the privacy of natural persons, including that of deceased natural persons – Section 7(2)(a) To enable any local authority holding the information to carry out, without prejudice	

	or disadvantage, commercial activities – Section 7(2)(h)	
2.2 Property Resolutions	<p>To protect information where the making available of the information—would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information – Section 7(2)(b)(ii)</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>	
2.3 Approval to Notify the Draft Dunedin City Future Development Strategy	<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 to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied – Section 7(2)(c)(i)</p> <p>To prevent the disclosure or use of official information for improper gain or improper advantage – Section 7(2)(j)</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.

11. CLOSURE

There was no further business and Chairperson Robertson declared the meeting closed at 5:04pm.



Chairperson

21 February 2024

Date