

## Council MINUTES

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**Minutes of an ordinary meeting of the Otago Regional Council held in the Hutton Theatre, Tūhura Otago Museum, 416 Great King Street, North Dunedin on Wednesday 23 October commencing at 9:03AM**

<https://www.youtube.com/live/hy9x2HG5vCA?si=jg6nJaELtPKSrd1K>

**PRESENT**

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

## **1. WELCOME**

Chair Robertson welcomed Councillors, members of the public and staff to the meeting at 9:03 am. Staff present included Richard Saunders (Chief Executive), Nick Donnelly (GM Finance), Anita Dawe (GM Regional Planning and Transport), Tom Dyer (GM Manager Science and Resilience) Joanna Gilroy (GM Environmental Delivery), Tami Sargeant (GM People and Corporate) Amanda Vercoe (GM Strategy and Customer, Deputy CE), Kylie Darragh (Governance Support).

## **2. APOLOGIES**

There were no apologies received for this meeting.  
*9.11 am Cr Laws joined the meeting.*

## **3. PUBLIC FORUM**

**Dunedin Wildlife Hospital**, Manager, Jordana Whyte presented slides and spoke on preparations for the hoiho chicks' arrival due at the end of October and thanked the ORC warmly for their support to the organisation, there was an opportunity for questions and Chair Robertson thanked Jordana for attending.

**Extinction Rebellion**, Pierre Marasti spoke via zoom on the increasing global temperatures and the effect on the wildlife and planet. There was an opportunity for questions and Chair thanked Pierre for attending.

**Federated Farmers**, North Otago Provincial President Otto Dogterom and Otago Provincial President Luke Kane spoke on the drafted Land and Water Regional Plan and proposed that farmers and council work together towards better outcomes for farmers. There was an opportunity for questions and Chair Robertson thanked both for attending.

**Wise Response**, Dugald MacTavish, spoke on the concerns on the interruption to the Land and Water Regional Plan and the efforts to work with the Council and the RMA process, to have ecological limits recognised in plans. There was an opportunity for questions and Chair Robertson thanked Dugald for attending.

## **4. CONFIRMATION OF AGENDA**

The Chair noted that items 9.7 LWRP Documents Incorporated Consultation Feedback, and item 11.1 Notification of the Proposed Land and Water Regional Plan, were withdrawn from the agenda by the Chief Executive due to justified circumstance.

## **5. CONFIRMATION OF MINUTES**

**It was moved by Cr Wilson, seconded by Cr Weir**

**That the minutes** of the Public Council Meeting 25 September 2024, Council Hearings and Deliberations Meeting 3 October 2024, and the Council Extraordinary Meeting held 3 October 2024, be confirmed as true and accurate records.

**MOTION CARRIED**

## **6. DECLARATIONS OF INTERESTS**

Councillors were reminded of the need to stand aside if a conflict of interest arises. No changes to Councillor Declarations of Interests were noted.

## 7. ACTIONS (STATUS OF COUNCIL RESOLUTIONS)

The Actions register was reviewed, the Chair noted that there are none currently due and no updates were provided.

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

### 8.1. Chairperson's Report

[YouTube 40:43] Chair Robertson summarised the report including a special thanks to the people of Otago through the recent significant flooding event. The Chair noted the Ports 150th Celebration and extended a special thanks to the past and present directors and staff. There was opportunity for question and an amendment was added to the recommendation for acknowledgement to the Port of Otago.

### Resolution CM24-190 Cr Malcolm Moved, Cr Noone Seconded

That the Council:

1. **Notes** this report.
2. That the Council acknowledge in writing to the board the great work of Port Otago and recognise it's 150 years of operation and acknowledge the Port Liaison Group Chair's work to support the relationship

**MOTION CARRIED**

### 8.2. Chief Executive's Report

[YouTube 54:22] Richard Saunders noted that this report included newly requested reports such as Customer Experience rates inquiries data and a summary of the efficiency review of actions, which will be provided quarterly. In the Annual Report item, service levels needing a stronger focus were identified, with full updates on annual finances to be provided at the next Finance Committee in November. The status of the proposed draft Land and Water Regional Plan was also explained with staff now needing to work with central government on the next steps, subject to completion of the next parliamentary process.

### Resolution CM24-191: Cr Wilson Moved, Cr McCall Seconded

*That the Council:*

1. **Notes** this report.

**MOTION CARRIED**

Additional recommendation **moved by Cr Weir seconded by Cr Somerville** were taken separately as divisions.

1. **Notes** with deep concern the legislation moved and passed in parliament on October 22 preventing notification of the Land and Water Regional Plan.

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

**MOTION FAILED**

**2. Requests** clarification from government as to how existing and imminent Regional Policy Statements will be given effect to in regional freshwater planning.

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

**MOTION FAILED**

**It was moved by Chair Robertson, seconded by Cr Wilson**

**That** Council adjourn for a break until 11:30 am.

**MOTION CARRIED.**

*Cr Noone returned to the meeting at 11:41 am.*

## **9. MATTERS FOR CONSIDERATION**

### **9.1. Annual Report 2023/2024**

[Youtube: 2:38] To adopt Council's Annual Report 2023-2024 for the period 1 July 2023 to 30 June 2024. Sarah Munro, Finance Manager – Reporting, and Nick Donnelly (GM Finance) were available to respond to questions on the report.

#### **Resolution CM24-192: Cr Mepham Moved, Cr Malcolm Seconded**

*That Council:*

- 1. Receives** this report.
- 2. Approves** and adopts the Annual Report for the year ended 30 June 2024.
- 3. Authorises** the Chairperson and Chief Executive to sign the Annual Report 2023-2024 and Representation Letter on behalf of Council.

**MOTION CARRIED**

### **9.2. Port Otago Statement of Corporate Intent**

[Youtube 3:03] This report was presented to receive Port Otago's Statement of Corporate Intent for the three years to 30 June 2027. Nick Donnelly, General Manager Finance was present to respond to questions on the report.

#### **Resolution CM24-193: Cr Noone Moved, Cr Malcolm Seconded**

*That the Council:*

- 1. Receives** this report and the attached Statement of Corporate Intent for Port Otago Limited to 30 June 2027.
- 2. Endorses** the Statement of Corporate Intent for Port Otago to 30 June 2027.

**MOTION CARRIED**

### **9.3. Updated Consent Environmental Fee Fund Policy**

[Youtube 3:13] This report provided an updated Resource Consents Fees Support Policy to Council for approval. Alexandra King, Manager Consents, and Jo Gilroy, General Manager Environmental Delivery, were available to respond to questions on the report. There was an addition to the second recommendation as correction.

#### **Resolution CM24-194: Cr Wilson Moved, Cr McCall Seconded**

*That Council:*

- 1. Approves** the proposed changes to the Resource Consent Fees Policy including the expansion of scope of the policy to cover Bylaw processing fees.
- 2. Authorises** the Manager Consents to make minor changes and corrections to the Policy and update the Policy accordingly.

**MOTION CARRIED**

#### **9.4. Air Quality Work Programme Reference Group**

[Youtube 3:18] This paper had two purposes: to update Council on ORC's approach to reviewing the Regional Plan: Air for Otago (Plan) and the 2018 Air Quality Strategy (Strategy), including key milestone points; and to recommend Council establish a Councillor Reference Group to oversee the process of updating the Plan and Strategy. Hilary Lennox, Manager Strategy and Fleur Matthews, Manager Policy and Planning, were available to respond to questions on the report.

#### **Resolution CM24-195: Cr Robertson Moved, Cr Weir Seconded**

*That the Council:*

- 1. Notes** this report.
- 2. Notes** ORC's joint approach to updating the Regional Plan: Air for Otago and the 2018 Air Quality Strategy.
- 3. Agrees** to establish a Councillor Reference Group and appoints Cr Somerville, Cr Wilson, and Cr Kelliher as members.
- 4. Approves** the Terms of Reference.

**MOTION CARRIED**

*Cr Kelliher voted against the motion.*

#### **9.5. Biodiversity Strategy Reference Group**

[YouTube 3:36] This report sought to progress the establishment of a Biodiversity Strategy Reference Group and note the scope for the Biodiversity Strategy. Hilary Lennox, Manager Strategy and Shay van der Hurk, Senior Advisor Strategy were present to respond to questions.

#### **Resolution CM24-196: Cr Robertson Moved, Cr Scott Seconded**

*That the Council:*

- 1. Notes** this report.
- 2. Approves** the Terms of Reference.
- 3. Appoints** two Councillors to the Reference Group.
- 4. Invites** Mana Whenua to appoint two Mana Whenua representatives to the group.

**MOTION CARRIED**

*Cr Kelliher and Cr Laws voted against this recommendation.*

## 9.6. Membership Representation Review: Final Proposal

[YouTube 3:49] This paper was brought to Council to adopt a final proposal for the ORC's 2024 Membership Representation Review. Amanda Vercoe, General Manager Strategy and Customer and Stephen Hill Representation Review Advisor from Electionz (online) were available to respond to questions.

### Resolution CM24-197: Cr Wilson Moved, Cr Laws Seconded

*That the Council:*

1. **Receives** this report.
2. **Notes** the response to submissions.
3. **Adopts** the following final representation proposal pursuant to section 19N of the Local Electoral Act 2021:
  - a. That the Otago Regional Council shall comprise of four (4) regional constituencies.
  - b. These four constituencies will be:
    - i. **Moeraki Constituency**, comprising the Otago portion of the Waitaki District territorial area, being part of the Ahuriri and Corriedale wards, and the entirety of the Oamaru ward and Waihemo ward.
    - ii. **Dunedin Constituency**, comprising the comprising central Dunedin and the Waikouaiti Coast, West Harbour, Otago Peninsula and Saddle Hill community board areas located within the Dunedin City territorial area.
    - iii. **Dunstan Constituency**, comprising the Central Otago District and Queenstown Lakes District territorial areas.
    - iv. **Molyneux Constituency**, comprising the Clutha District territorial area and Mosgiel-Taieri and Strath-Taieri community board areas located within the Dunedin City territorial area.
  - c. There will be 12 Councillors, elected as follows:
    - i. 1 councillor elected by the electors of the Moeraki Constituency
    - ii. 5 councillors elected by the electors of the Dunedin Constituency
    - iii. 4 councillors elected by the electors of the Dunstan Constituency
    - iv. 2 councillors elected by the electors of the Molyneux Constituency.
4. **Notes** that the decision to reduce the number of Dunedin councillors from 6 councillors to 5 and increase the number of Dunstan councillors from 3 to 4 reflects and responds to significant population growth in the Dunstan constituency since the last representation review was undertaken.
5. **Notes** that the population that each member will represent is as follows:

Constituency	Population	Members	Population member-ratio	Difference from quota	% difference from quota
Moeraki	22,300	1	22,300	1,083	5.11
Dunedin	115,200	5	23,040	1,823	8.59
Dunstan	78,800	4	19,700	-1,517	-7.15%

<i>Molyneux</i>	38,300	2	19,150	-2,067	-9.74
<b>Otago Regional Boundary Total</b>	<b>254,600</b>	<b>12</b>	<b>21,217</b>		

6. *Notes that a public notice outlining the final proposal will be made by 3 November 2024.*

7. *Notes that there will be an appeals period of not less than one month.*

**MOTION CARRIED**

The next items were not considered at this meeting:

**9.7 LWRP Documents Incorporated Consultation Feedback**

**10. Public Forum – Part two**

**11 Matters for Consideration- Part two**

**11.1 Notification of the Proposed Land and Water Regional Plan**

**12. CLOSURE**

There was no further business and Chairperson Robertson declared the meeting closed at 1:15 pm with a karakia.



Chairperson

\_\_\_\_\_ 20/11/2024 \_\_\_\_\_  
Date