

**MINUTES OF A COUNCIL MEETING OF THE CENTRAL OTAGO DISTRICT COUNCIL  
HELD AT NGĀ HAU E WHĀ, WILLIAM FRASER BUILDING, 1 DUNORLING STREET,  
ALEXANDRA  
AND LIVE STREAMED VIA MICROSOFT TEAMS ON WEDNESDAY, 31 MAY 2023  
COMMENCING AT 10.30 AM**

**PRESENT:** His Worship the Mayor T Cadogan (Chairperson), Cr N Gillespie (via Microsoft Teams), Cr T Alley, Cr S Browne, Cr L Claridge, Cr I Cooney, Cr S Duncan, Cr S Feinerman, Cr C Laws, Cr N McKinlay, Cr M McPherson, Cr T Paterson

**IN ATTENDANCE:** L van der Voort (Interim Chief Executive Officer), L Fleck (General Manager - People and Culture), S Righarts (Group Manager - Business Support), D Rushbrook (Group Manager - Community Vision), D Scoones (Group Manager - Community Experience), L Webster (Acting Group Manager – Planning and Infrastructure), S Finlay (Chief Financial Officer), J Muir (Three Waters Director) (via Microsoft Teams), P Penno (Community and Engagement Manager), G Robinson (Property and Facilities Manager), T Bates (Property Officer), P Bain (Water Services Customer and Compliance Team Leader) and W McEnteer (Governance Manager)

## **1 APOLOGIES**

There were no apologies.

## **2 PUBLIC FORUM**

### Christine Ridd – Felling of Amenity Trees

Ms Ridd spoke to the felling of the trees at the Half Mile in Alexandra. She presented a petition to Council regarding the Half Mile tree removal. She then responded to questions.

### Ken Churchill – The Half Mile and Reconnecting with the Community

Mr Churchill spoke to the felling of the trees at the Half Mile and the need for the Council to re-engage with the community.

### Chris Winter – The Half Mile Reserve Felling Operations

Mr Winter spoke to the felling of the trees at the Half Mile and noted that he believed that Council was in breach of its obligations in law.

### Rachel Baxter – Haehaeata Trust

Ms Baxter spoke about the Haehaeata Trust, its origins and goals. There was also an invitation extended to Councillors to visit their operation in Clyde. She then responded to questions.

## **3 CONFIRMATION OF MINUTES**

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**RESOLUTION**

**Moved:** Alley  
**Seconded:** Browne

That the public minutes of the Ordinary Council Meeting held on 19 April 2023 be confirmed as a true and correct record.

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**CARRIED**

#### 4 DECLARATION OF INTEREST

Members were reminded of their obligations in respect of declaring any interests. There were no further declarations of interest.

#### 5 REPORTS

##### 23.5.2 ANNUAL PLAN SUBMITTERS THAT WISH TO BE HEARD

Individual submitters spoke to their Annual Plan submission.

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###### Carmen Batchelor – Presbyterian Support Otago

Ms Batchelor spoke to the Annual Plan submission from Presbyterian Support Otago before responding to questions.

###### Matthew Sole

Mr Sole spoke to his Annual Plan submission before responding to questions.

###### David George

Mr George spoke to his Annual Plan submission before responding to questions.

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##### 23.5.3 SUBMISSIONS ON THE 2023-24 ANNUAL PLAN CONSULTATION DOCUMENT

To consider the submissions to the 2023-24 Annual Plan Consultation Document.

Council noted the submissions to the Annual Plan and thanked submitters for their contribution. It was also noted that there were a number of people who had submitted for the first time.

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#### RESOLUTION

**Moved:** McPherson  
**Seconded:** Alley

That the Council

- A. Receives the report and accepts the level of significance.
- B. Considers the submissions and decides on the action that should be taken.
- C. Agrees to the recommendation from the Vincent Community Board on the draft 2023-24 Annual Plan that the roof for IcelnLine be funded by option 1 (loan of \$400,000 to be fully rate funded over 20 years).
- D. Agrees to the recommendation from the Cromwell Community Board on the draft 2023-24 Annual Plan that the Council consider including Sandflat Road, Cromwell in its road sealing programme.
- E. Notes the previous Council resolution (23.4.5) to increase the water supply operational budget for 2023-24 by \$310,445.40. This increase reflects the new monitoring and sampling drinking water requirement required by the Drinking Water Quality Assurances Rules which came into force on 14 November 2022.

**CARRIED**

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#### 23.5.4 COMMUNITY OUTCOMES AND COMMUNITY IDEAS FOR THE DRAFT 2024-34 LONG-TERM PLAN

To consider Council's Community Outcomes and review comments received through early community engagement for the 2023-34 Long-term Plan.

Councillors went through the appendix to highlight those ideas that did not fall into current work streams. It was noted that items on climate and biodiversity and solar and wind power should be investigated by staff for consideration in the Long-term Plan.

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#### RESOLUTION

**Moved:** Laws  
**Seconded:** Alley

That the Council

- A. Receives the report and accepts the level of significance.
- B. Notes the existing Community Outcomes will be used in the development of the draft 2024-34 Long-term Plan.
- C. Considers the community ideas and agrees item 12 on a climate and biodiversity plan and item 57 on solar and wind power assessments be further progressed in Long-term Plan discussions.
- D. Notes that the community ideas pertaining to the community boards will be taken to their next round of Community Board meetings for their consideration.

**CARRIED**

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Note: With the permission of the meeting, item 23.5.6 was moved earlier in the meeting.

Note: Cr McKinlay assumed the Chair as the Three Waters and Waste portfolio lead.

Note: Cr McPherson left the meeting at 12.05 pm and returned at 12.06 pm.

#### 23.5.6 WASTEWATER COMPLIANCE UPDATE

To consider work being undertaken to improve compliance with resource consents for wastewater treatment sites.

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#### RESOLUTION

**Moved:** Paterson  
**Seconded:** Laws

That the report be received.

**CARRIED**

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Note: His Worship the Mayor resumed the Chair.

**23.5.5 THREE WATERS BETTER OFF FUNDING - PROJECT UPDATE**

To consider reallocation of the funding provided for Iwi/Māori Engagement for Tranche 2 projects funding due to the Government's announcement that Tranche 2 is no longer going ahead.

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**RESOLUTION**

**Moved:** Duncan  
**Seconded:** Alley

That the Council

- A. Receives the report and accepts the level of significance.
- B. Notes that Government have announced that Tranche 2 of the Better off Funding is no longer going ahead.
- C. Notes that \$50,000 was allocated by Council in Tranche 1 for Iwi/Māori Engagement for Tranche 2 projects.
- D. Agrees to the reallocation of \$50,000 to the Cromwell Sand Filter Project.

**CARRIED**

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Note: Cr Cooney assumed the Chair as the Planning and Regulatory portfolio deputy lead.

**23.5.7 PLAN CHANGE 22 DARK SKY**

To consider the notification of proposed Plan Change 22 in accordance with Clause 5 of the first Schedule to the Resource Management Act 1991.

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**RESOLUTION**

**Moved:** Duncan  
**Seconded:** Claridge

That the Council

- A. Receives the report and accepts the level of significance.
- B. Directs that Plan Change 22 be notified in accordance with Clause 5 of the first Schedule to the Resource Management Act 1991.

**CARRIED**

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Note: The meeting adjourned at 12.23 pm and resumed at 1.00 pm.

Note: Cr Alley assumed the Chair as the Community Vision and Experience portfolio lead.

**23.5.8 ALEXANDRA AIRPORT RUNWAY RESURFACING**

To consider approval for additional funding required to complete runway resurfacing at Alexandra Airport.

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**RESOLUTION**

**Moved:** Feinerman  
**Seconded:** McPherson

That the Council

- A. Receives the report and accepts the level of significance.
- B. Approves an additional \$445,000 to complete the resurfacing of Alexandra Airport. The additional budget is to be funded from existing budgets for new hangar site development which will be delayed until a new financial strategy for the Airport has been developed through the Long-term Plan 2024-34 process.
- C. Authorise the Chief Executive to do all that is necessary to give effect to the resolutions.

**CARRIED**

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Note: Cr Duncan assumed the Chair as the Roding portfolio lead.

**23.5.9 ROADING BYLAW 2023**

To consider the submissions on the proposed Roding Bylaw 2023.

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**RESOLUTION**

**Moved:** Paterson  
**Seconded:** Feinerman

That the Council

- A. Receives the report and accepts the level of significance.
- B. Notes the submissions received.
- C. Adopts the Roding Bylaw 2023.

**CARRIED**

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Note: His Worship the Mayor resumed the Chair.

**23.5.10 REVIEW OF THE INTERNAL AUDIT PROGRAMME**

To consider the review of the internal audit programme.

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**RESOLUTION**

**Moved:** Duncan  
**Seconded:** McPherson

That the report be received.

**CARRIED**

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**23.5.11 UPDATE TO THE REGISTER OF DELEGATIONS**

To consider an update to the Register of Delegations.

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**RESOLUTION**

**Moved:** Alley  
**Seconded:** Browne

That the Council

- A. Receives the report and accepts the level of significance.
- B. Agrees to amend the Register of Delegations to reflect the removal of the Teviot Valley Walkways Committee as a subcommittee of the Teviot Valley Community Board.

**CARRIED**

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**23.5.12 LOCAL GOVERNMENT NEW ZEALAND CONFERENCE 2023 AND ANNUAL GENERAL MEETING**

To consider the Central Otago District Council's involvement in the 2023 Local Government New Zealand conference in Christchurch and to register delegates for the Annual General Meeting.

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**RESOLUTION**

**Moved:** Cooney  
**Seconded:** Gillespie

That the Council

- A. Receives the report and accepts the level of significance.
- B. Approves the Mayor and Councillor Alley to attend the 2023 Local Government New Zealand Conference in Christchurch.
- C. Approves the Mayor as the presiding delegate, and Councillor Alley as the alternate delegate for the Annual General Meeting.

**CARRIED**

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**6 MAYOR'S REPORT****23.5.13 MAYOR'S REPORT**

His Worship the Mayor spoke to his report. He also commented on the benefits of being a member of Local Government New Zealand before noting that there was another Council that was voting to cancel their membership that afternoon. He then responding to questions.

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**RESOLUTION**

**Moved:** Duncan  
**Seconded:** Alley

That the Council receives the report.

**CARRIED**

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**7 STATUS REPORTS****23.5.14 MAY 2023 GOVERNANCE REPORT**

To report on items of general interest, receive minutes and updates from key organisations, consider Council's forward work programme, business plan and status report updates.

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**RESOLUTION**

**Moved:** Feinerman  
**Seconded:** McPherson

That the Council receives the report.

**CARRIED**

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**8 COMMUNITY BOARD MINUTES****23.5.15 MINUTES OF THE VINCENT COMMUNITY BOARD MEETING HELD ON 2 MAY 2023****RESOLUTION**

**Moved:** McPherson  
**Seconded:** Paterson

That the unconfirmed Minutes of the Vincent Community Board Meeting held on 2 May 2023 be noted.

**CARRIED**

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**23.5.16 MINUTES OF THE TEVIOT VALLEY COMMUNITY BOARD MEETING HELD ON 4 MAY 2023****RESOLUTION**

**Moved:** McPherson  
**Seconded:** Paterson

That the unconfirmed Minutes of the Teviot Valley Community Board Meeting held on 4 May 2023 be noted.

**CARRIED**

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**23.5.17 MINUTES OF THE CROMWELL COMMUNITY BOARD MEETING HELD ON 8 MAY 2023****RESOLUTION**

**Moved:** McPherson  
**Seconded:** Paterson

That the unconfirmed Minutes of the Cromwell Community Board Meeting held on 8 May 2023 be noted.

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**CARRIED**

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**23.5.18 MINUTES OF THE MANIOTOTO COMMUNITY BOARD MEETING HELD ON 11 MAY 2023**

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**RESOLUTION**

**Moved: McPherson**  
**Seconded: Paterson**

That the unconfirmed Minutes of the Maniototo Community Board Meeting held on 11 May 2023 be noted.

**CARRIED**

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**23.5.19 MINUTES OF THE CROMWELL COMMUNITY BOARD MEETING HELD ON 18 MAY 2023**

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**RESOLUTION**

**Moved: McPherson**  
**Seconded: Paterson**

That the unconfirmed Minutes of the Cromwell Community Board Meeting held on 18 May 2023 be noted.

**CARRIED**

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**9 DATE OF NEXT MEETING**

The date of the next scheduled meeting is 28 June 2023.

In accordance with Standing Order 9.12, His Worship the Mayor put forward an additional item for consideration at the meeting. He noted that the reason the item was not on the agenda was because it was unable to be written before the agenda was published and that the report could not be delayed until a subsequent meeting as it referred to the employment of a new Chief Executive Officer. It was also noted that the item would appear in non-public to protect the privacy of natural persons.

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**RESOLUTION**

**Moved: Cadogan**  
**Seconded: Alley**

That Council accepts an additional item (23.5.25) in accordance with Standing Order 9.12.

**CARRIED**

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**10 RESOLUTION TO EXCLUDE THE PUBLIC**

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**RESOLUTION**

**Moved:** Duncan  
**Seconded:** Alley

That the public be excluded from the following parts of the proceedings of this meeting.

The general subject matter 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 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 for the passing of this resolution
<p><b>Confidential Minutes of Ordinary Council Meeting</b></p>	<p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p> <p>s7(2)(c)(ii) - the withholding of the information is necessary 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</p> <p>s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege</p> <p>s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities</p> <p>s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</p> <p>s7(2)(j) - the withholding of the information is necessary to prevent the disclosure or use of official information for improper gain or improper advantage</p>	<p>s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7</p>

<b>23.5.20 - Audit New Zealand Report to the Council on the 30 June 2022 Annual Report</b>	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>23.5.21 - May 2023 Confidential Governance Report</b>	s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege  s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>23.5.22 - Confidential Minutes of the Vincent Community Board Meeting held on 2 May 2023</b>	s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>23.5.23 - Confidential Minutes of the Cromwell Community Board Meeting held on 8 May 2023</b>	s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>23.5.24 - Confidential Minutes of the Maniototo Community Board Meeting held on 11 May 2023</b>	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7
<b>23.5.25 – Recruitment of the Chief Executive Officer</b>	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons	s48(1)(a)(i) - the public conduct of 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 under section 6 or section 7

**CARRIED**

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The public were excluded at 1.33 pm and the meeting closed at 1.57 pm.