

**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, 24 APRIL 2024  
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 I Cooney, Cr S Duncan, Cr S Feinerman, Cr C Laws, Cr N McKinlay, Cr M McPherson, Cr T Paterson

**IN ATTENDANCE:** P Kelly (Chief Executive Officer), L van der Voort (Group Manager - Planning and Infrastructure), J Muir (Three Waters Director), S Righarts (Group Manager - Business Support), D Rushbrook (Group Manager - Community Vision), D Scoones (Group Manager - Community Experience), V Chopra (Contract CFO), A Longman (Head of Destination), G Bailey (Parks and Recreation Manager), G Robinson (Property and Facilities Manager), L Stronach (Team Leader – Statutory Property), A Lines (Risk and Procurement Advisor), N McLoed (Chief Information Officer), D McKewen (Systems and Corporate Accountant), W McEnteer (Governance Manager)

**1 KARAKIA**

Cr McPherson gave a karakia to begin the meeting.

**2 APOLOGIES**

**APOLOGY**

**RESOLUTION**

**Moved:** Cadogan

**Seconded:** Alley

That the apology received from Cr Claridge be accepted.

**CARRIED**

**3 PUBLIC FORUM**

Colin Faulkner – Resource Consents

Mr Faulkner spoke to his recent resource consent and in particular was critical of the recommendations that went through for the Hearings Panel to consider. He then responded to questions.

## 4 CONFIRMATION OF MINUTES

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### RESOLUTION

**Moved:** Gillespie  
**Seconded:** McPherson

That the public minutes of the Ordinary Council Meeting held on 20 March 2024 and the Extraordinary Council Meeting held on 28 March 2024 be confirmed as a true and correct record.

**CARRIED**

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## 5 DECLARATIONS OF INTEREST

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

## 6 REPORTS

### 24.5.2 2024/25 ANNUAL PLAN: DRAFT BUDGETS, CONSULTATION DOCUMENT AND SUPPORTING DOCUMENTATION

To consider approving the draft budgets and adopting the supporting documentation and Consultation Document for the Annual Plan 2024/25.

After discussion it was noted that there were incorrect capex figures for the Teviot Valley Community Board and that the potential grant for the Maniototo Area School hockey turf was deferred to the Long-term Plan and would be taken out of that budget

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### RESOLUTION

**Moved:** Cadogan  
**Seconded:** Gillespie

That the Council

- A. Receives the report and accepts the level of significance.
- B. Agrees that the Council specific budgets and information contained in Appendices 1, 2 and 3 of the report, be included in the full draft 2024/25 Annual Plan.
- C. Agrees that the recommendations of budgets and fees and charges, for the 2024/25 Annual Plan, from the community boards be included in the full draft 2024/25 annual plan and consultation document. With the following adjustments:
  - Notes the Maniototo Community Board's decision to defer a potential grant to the Maniototo Area School Hockey Turf project until the 2025-34 Long-term Plan
  - Notes the revised capex figures for the Teviot Valley Community Board that will be added to the consultation document.
- D. Adopts the Supporting Information for the Annual Plan 2024/25 Consultation Document.
- E. Adopts the Consultation Document for the Annual Plan 2024/25 for Public Consultation subject to any minor editorial amendments.

**CARRIED**

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### Attachments

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- 1 Updated Capex Budget for Teviot Valley Community Board
  - 2 Updated Annual Plan 2024-25 Consultation Document
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Note: Cr Alley assumed the Chair as the Community Vision and Experience portfolio lead.

Note: With the permission of the meeting, items 24.5.4 and 24.5.5 were moved forward.

#### **24.5.4 FREEDOM CAMPING ENFORCEMENT OPTIONS**

To consider option for controlling freedom camping within the Central Otago District.

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##### **RESOLUTION**

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

That the Council

- A. Receives the report and accepts the level of significance.
- B. Agrees to monitor the effectiveness of recent changes to freedom camping rules and enforcement provisions in freedom camping legislation over the 2024/25 summer season including any public feedback from freedom camping and camping related impacts. That this information is reported back to Council at its April 2025 meeting.
- C. Defers a decision to develop a Freedom Camping Bylaw until after the April 2025 Council meeting.
- D. Agrees that any Freedom Camping enforcement actions required in the interim will be undertaken using existing legislation.
- E. Authorises the Chief Executive Officer to do all that is necessary to give effect to this resolution.

**CARRIED**

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#### **24.5.5 REQUEST FOR MINISTER OF CONSERVATION'S CONSENT TO EASEMENT OVER RECREATION RESERVE [PRO: 2000-L8]**

To consider granting (pursuant to delegated authority) the consent of the Minister of Conservation, to the granting an easement over Lot 8 Deposited Plan 492123, being part of the Alexandra Town Belt (recreation reserve).

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##### **RESOLUTION**

**Moved:** Cooney  
**Seconded:** Laws

That the Council

- A. Receives the report and accepts the level of significance.
- B. Agrees to grant the consent of the Minister of Conservation (pursuant to delegated authority), to an easement in gross being granted in favour of 2 Degrees Networks Limited over Lot 8 Deposited Plan 429123 (recreation reserve), in accordance with section 48 of the Reserves Act 1977.

**CARRIED**

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Note: Glen Christiansen from The Gate, Cromwell joined the meeting for item 24.5.3.

### **24.5.3 TOURISM CENTRAL OTAGO - DESTINATION MANAGEMENT UPDATE**

To provide an update on the Central Otago Destination Management Plan implementation and Tourism Central Otago workstreams.

Staff and Mr Christiansen gave an update on current developments in the tourism space before responding to questions.

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#### **RESOLUTION**

**Moved:** Alley  
**Seconded:** Feinerman

That the report be received.

**CARRIED**

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

### **24.5.6 PROPOSAL TO STOP UNFORMED LEGAL ROAD**

To consider an application to stop 1,900 square metres of unformed legal road adjacent to the intersection of River Street and Hindon Street, Omakau.

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#### **RESOLUTION**

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

That the Council

- A. Receives the report and accepts the level of significance.
- B. Agrees to stop approximately 1,900 square metres of unformed legal road adjacent to the intersection of River Street and Hindon Street as shown in figure 5 (the final plan) subject to:
  - The Applicants paying for the land at valuation as prescribed in the Public Works Act 1981.
  - The Applicants paying all other costs associated with the stopping.
  - A seven metres wide carriageway being retained between the stopped road and Section 13 Block I Town of Manuherikia.
  - The final survey plan being approved by the Chief Executive Officer.
  - The stopped road being amalgamated with Sections 6 – 7 Block IV Town of Manuherikia (as currently contained in Record of Title OT325/90).
  - The stopping being approved by the Minister of Lands.
  - The Applicants obtaining and paying all costs associated with the Licence to Occupy the residual area as shown in figure 6.
- C. Authorises the Chief Executive to do all that is necessary to give effect to the resolution.

**CARRIED**

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Note: His Worship the Mayor resumed the Chair.

#### **24.5.7 FRAUD, BRIBERY AND CORRUPTION POLICY**

To consider an update to the Fraud, Bribery and Corruption Policy.

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##### **RESOLUTION**

**Moved:** Cadogan

**Seconded:** Duncan

That the Council

- A. Receives the report and accepts the level of significance.
- B. Adopts the Fraud, Bribery and Corruption Policy.

**CARRIED**

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

Note: Cr Cooney left the meeting at 12.05 pm and returned at 12.07 pm.

Note: With the permission of the meeting, item 24.5.9 was moved forward.

#### **24.5.9 FINANCIAL REPORT FOR THE PERIOD ENDING 29 FEBRUARY 2024**

To consider the financial performance for the period ending 29 February 2024.

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##### **RESOLUTION**

**Moved:** Alley

**Seconded:** Browne

That the report be received.

**CARRIED**

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Note: Cr McKinlay left the meeting at 12.16 pm and returned at 12.20 pm.

#### **24.5.8 USE OF ARTIFICIAL INTELLIGENCE POLICY**

To inform Council about the development of the Use of Artificial Intelligence Policy.

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##### **RESOLUTION**

**Moved:** Alley

**Seconded:** McPherson

That the report be received.

**CARRIED**

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**7 MAYOR'S REPORT****24.5.10 MAYOR'S REPORT**

His Worship the Mayor spoke to his report before responding to questions.

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**RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the Council receives the report.

**CARRIED**

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**8 STATUS REPORTS****24.5.11 APRIL 2024 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:** Alley  
**Seconded:** Browne

That the report be received.

**CARRIED**

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**9 COMMUNITY BOARD MINUTES****24.5.12 MINUTES OF THE VINCENT COMMUNITY BOARD MEETING HELD ON 2 APRIL 2024****RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Vincent Community Board Meeting held on 2 April 2024 be noted.

**CARRIED**

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**24.5.13 MINUTES OF THE CROMWELL COMMUNITY BOARD MEETING HELD ON 2 APRIL 2024**  
-----**RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Cromwell Community Board Meeting held on 2 April 2024 be noted.

**CARRIED**

  
-----**24.5.14 MINUTES OF THE TEVIOT VALLEY COMMUNITY BOARD MEETING HELD ON 4 APRIL 2024**  
-----**RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Teviot Valley Community Board Meeting held on 4 April 2024 be noted.

**CARRIED**

  
-----**24.5.15 MINUTES OF THE MANIOTOTO COMMUNITY BOARD MEETING HELD ON 4 APRIL 2024**  
-----**RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Maniototo Community Board Meeting held on 4 April 2024 be noted.

**CARRIED**

  
-----**10 COMMITTEE MINUTES****24.5.16 MINUTES OF THE ASSESSMENT COMMITTEE MEETING HELD ON 18 MARCH 2024**  
-----**RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Assessment Committee Meeting held on 18 March 2024 be noted.

**CARRIED**

  
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**24.5.17 MINUTES OF THE AUDIT AND RISK COMMITTEE MEETING HELD ON 8 MARCH 2024****RESOLUTION**

**Moved:** Cadogan  
**Seconded:** Duncan

That the unconfirmed Minutes of the Audit and Risk Committee Meeting held on 8 March 2024 be noted.

**CARRIED****11 DATE OF NEXT MEETING**

The date of the next scheduled meeting is 29 May 2024.

**12 RESOLUTION TO EXCLUDE THE PUBLIC****RESOLUTION**

**Moved:** Cadogan  
**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	Plain English Reason
<b>Confidential Minutes of Ordinary Council Meeting</b>	s7(2)(b)(ii) - the withholding of the information is necessary 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	Commercial sensitivity
	s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege	Legal professional privilege
	s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	To enable commercial activities
	s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or	To enable commercial or industrial negotiations



	disadvantage, negotiations (including commercial and industrial negotiations)	
<b>24.5.18 - Plan Change 19 Decision</b>	s48(1)(d) - that a right of appeal lies to any court or tribunal against the decision of the Central Otago District Council in these proceedings	That the right of appeal lies to any Court or Tribunal against the CODC in these proceedings.
<b>24.5.19 - Cromwell Town Centre - Detailed Investigation and Analysis</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)	To enable commercial or industrial negotiations
<b>24.5.20 - Cromwell Town Centre Property Acquisition</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)	To enable commercial or industrial negotiations
<b>24.5.21 - April 2024 Confidential Governance Report</b>	<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>Legal professional privilege</p> <p>To enable commercial activities</p> <p>To enable commercial or industrial negotiations</p> <p>To prevent use of the information for improper gain or advantage</p>
<b>24.5.22 - Confidential Minutes of the Vincent Community Board Meeting held on 2 April 2024</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)	To enable commercial or industrial negotiations
<b>24.5.23 - Confidential Minutes of the Cromwell Community Board Meeting held on 2 April 2024</b>	s7(2)(i) - the withholding of the information is necessary to enable Council to carry on, without prejudice or disadvantage, negotiations	To enable commercial or industrial negotiations

	(including commercial and industrial negotiations)	
<b>24.5.24 - Confidential Minutes of the Audit and Risk Committee Meeting held on 8 March 2024</b>	<p>s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege</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>Legal professional privilege</p> <p>To enable commercial or industrial negotiations</p> <p>To prevent use of the information for improper gain or advantage</p>

**CARRIED**

The public were excluded at 12.35 pm and the meeting closed at 3.18 pm.