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# Council

## OPEN MINUTES

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Minutes of a meeting of Council held in the Council Chamber, Level 2, 20 Don Street, Invercargill on Wednesday, 24 January 2024 at 9.31am. (9.31am – 11.12am, 11.32am – 12.21pm (PE 11.51am – 12.21pm)).

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### PRESENT

<b>Mayor</b>	Rob Scott
<b>Deputy mayor</b>	Christine Menzies
<b>Councillors</b>	Jaspreet Boparai
	Don Byars (9.31am – 11.12am, 11.32am – 12.18pm)
	Derek Chamberlain
	Paul Duffy
	Darren Frazer
	Sarah Greaney (via video link)
	Julie Keast
	Tom O'Brien
	Margie Ruddenklau
	Jon Spraggon
	Matt Wilson

### IN ATTENDANCE

<b>Chief executive</b>	Cameron McIntosh
<b>Committee advisor</b>	Fiona Dunlop

Mayor Scott opened the meeting with a karakia timatanga as follows:

Mā te whakarongo	Through listening
Mā te kōrero	Through talking
Mā te ngakau	From the heart
Mā te wairua	From the spirit
Mā te manaaki mai	Through giving
Mā te manaaki atu	And receiving respect
Ka puawai te maramatanga	Understanding will bloom
Tihei mauri ora	This is the essence of life

**1 Apologies**

There were no apologies.

**2 Leave of absence**

There were no requests for leave of absence.

**3 Conflict of Interest**

Councillor Wilson declared a conflict of interest in relation to item C8.1 - Milford Community Trust - appointment of an interim chair. He advised that he would take part in discussion but not vote on the matter.

**4 Extraordinary/Urgent Items**

There were no Extraordinary/Urgent items.

**5 Confirmation of Council Minutes**

**Resolution**

Moved Cr Keast, seconded Cr Frazer **and resolved:**

**That the Council confirms the minutes of the meeting held on 13 December 2023 as a true and correct record of that meeting.**

**6 Public Participation**

Doug Fraser addressed the meeting regarding item 7.2 - Proposed Regional Climate Change Strategy for Murihiku Southland.

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## Reports

### 7.1 Granting of consent for an easement over Te Anau gardens recreation reserve, Little Park Lane, Te Anau

**Record No: R/24/1/303**

Senior property advisor – Megan Cowley was in attendance for this item.

The purpose of the report was for Council to consent under delegated authority from the Minister of Conservation, to authorise Council as the administering body, to grant a 'Right to Convey Electricity' easement in gross to The Power Company Limited over part of Council owned Te Anau gardens - recreation reserve at Little Park Lane, Te Anau, legally described as Lot 5, DP 404512.

The Te Anau gardens reserve is a recreation reserve subject to the Reserves Act 1977. Section 48 of the act allows easements to be created by the administering body but only with the consent of the Minister of Conservation.

The July 2013 delegations issued by the Minister of Conservation grants Council the authority to make that decision on behalf of the Minister. However, the covering letter to this delegation states that the Minister's powers must be retained by Council and not be sub-delegated to staff.

#### **Resolution**

Moved Deputy mayor Menzies, seconded Cr Boparai **and resolved:**

#### **That Council:**

- a) **Receives the report titled "Granting of consent for an easement over Te Anau gardens recreation reserve, Little Park Lane, Te Anau".**
- b) **Determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.**
- c) **Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.**
- d) **Agrees to consent pursuant to section 48(1) of the Reserves Act 1977 and acting under delegated authority from the Minister of Conservation to Council as the administering body, the granting of a Right to Convey Electricity easement in gross over Lot 5, deposited plan 404512, as shown as area A on LT 547000.**

## 7.2 Proposed Regional Climate Change Strategy for Murihiku Southland

### Record No: R/24/1/482

Climate change lead – Rochelle Francis and Team leader environmental policy – Francisco Barraza were in attendance for this item.

The purpose of the report was to provide information regarding the Proposed Regional Climate Change Strategy for Murihiku Southland that has been developed to enable a regional approach to respond to our changing climate. Council is asked to endorse the proposed strategy to enable public consultation to be undertaken by Environment Southland.

The proposed strategy has been developed by the Regional Climate Change Working Group over several months, and represents contributions from governance and staff members from Te Ao Mārama Inc and the four Southland councils.

During discussion, there was agreement to recommend a change to the name of the strategy and that the working group feedback be shared with a wider audience.

### Resolution

Moved Deputy mayor Menzies, seconded Cr Spraggon **recommendations a to d and new e and f (as indicated) and resolved:**

#### That the Council:

- a) **receives the report titled “Proposed Regional Climate Change Strategy for Murihiku Southland”.**
- b) **determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.**
- c) **determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.**
- d) **agrees to endorse the Proposed Regional Climate Change Strategy for Murihiku Southland for public consultation by Environment Southland.**

**New e) agree to recommend a request to the Regional Climate Change Working Group to change the name of the Proposed Regional Climate Change Strategy for Murihiku to Proposed Local Government Regional Climate Change guiding principles and aspirations for Murihiku.**

**New f) agree that the working group feedback be shared with a wider audience including a workshop with Southland District Council.**

(The meeting adjourned for morning tea at 11.12am and reconvened at 11.32am.)

### 7.3 SIESA price adjustment 2024

**Record No: R/23/12/60465**

Commercial infrastructure manager – Stuart O'Neill was in attendance for this item.

The purpose of the report was to recommend to Council that the price of per kilowatt hour (Kwh) for SIESA increases, due to the increasing cost of diesel, to the value of \$0.85 Kwh.

On 14 December 2023 the Stewart Island/Rakiura Community Board resolved to increase the price per kilowatt hour from \$0.81 to \$0.85. Once approved the price change will take effect on 1 March 2024 with consideration to customer notifications as per the Electricity Regulations 2010.

The March 2024 power invoices will contain the new charges which will be payable from the receipt of the April 2024 invoices going forward.

#### **Resolution**

Moved Cr Spraggon, seconded Deputy mayor Menzies **recommendations a to c and a new d (as indicated) and resolved:**

**That Council:**

- a) **Receives the report titled "SIESA price adjustment 2024".**
- b) **Determines that this matter or decision be recognised not significant in terms of Section 76 of the Local Government Act 2002.**
- c) **Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.**

**New d) Agrees to change the Stewart Island Electricity Supply Authority (SIESA) schedule of fees and charges for 2023/2024 for the SIESA standard rate per unit to \$0.85 with the increase to take effect from 1 March 2024 and electricity used in March 2024 will be invoiced in April 2024 at the new rate and then thereafter.**

### 7.4 Proposed update to Delegations Manual

**Record No: R/24/1/386**

Democracy advisor – Michal Gray was in attendance for this item.

The purpose of the report was to present an amended version of the Delegations Manual to Council for adoption.

On 6 September 2023 Council adopted an updated manual that included changes to incorporate a realignment of roles within Council. Staff advised that they would bring the manual to Council to remove disestablished roles once the realignment process was complete.

The manual contained in attachment A of the officers report contained the following amendments:

- changes to ensure delegations align to Council's staffing structure following the re-alignment process
- alterations or further delegations made by the chief executive since the manual was adopted on 6 September 2023
- updating delegations to the District Licensing Committee and changes to delegations to staff under the Sale of Alcohol Act 2012 and the Sale and Supply of Alcohol (Fees) Regulations 2012
- updating delegations under the Food Act 2014
- additional delegations and changes to delegations under the Resource Management Act 1991
- minor typographical and grammatical changes.

#### **Resolution**

Moved Cr Keast, seconded Cr Frazer **and resolved:**

#### **That the Council:**

- a) **receives the report titled "Proposed update to Delegations Manual".**
- b) **determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.**
- c) **determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.**
- d) **approves and adopts the amended Delegations Manual (attached to the minutes as appendix A which incorporates the following changes:**
  - i. **changes to ensure delegations align to Council's staffing structure following the re-alignment process**
  - ii. **alterations or further delegations made by the chief executive since the manual was adopted on 6 September 2023**
  - iii. **updating the delegations to the District Licensing Committee and changes to delegations to staff under the Sale of Alcohol Act 2012 and the Sale and Supply of Alcohol (Fees) Regulations 2012**
  - iv. **updating the delegations under the Food Act 2014**

- v. additional delegations and changes to delegations under the Resource Management Act 1991
- vi. minor typographical and grammatical changes.

**Public Excluded**

**Exclusion of the public: Local Government Official Information and Meetings Act 1987**

**Resolution**

Moved Cr Keast, seconded Cr Boparai **and resolved:**

**That the public be excluded from the following part(s) of the proceedings of this meeting.**

**C8.1 Milford Community Trust - appointment of an interim chair**

**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
Milford Community Trust - appointment of an interim chair	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.	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 exists.

The public were excluded at 11.51am.

(Councillor Byars left the meeting at 12.18pm.)

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available unless released here.

The meeting concluded at 12.21pm.

CONFIRMED AS A TRUE AND CORRECT RECORD AT A MEETING OF THE COUNCIL HELD ON WEDNESDAY 24 JANUARY 2024.

**DATE:**.....

**CHAIRPERSON:**.....

To be inserted