
Council MINUTES

Minutes of an ordinary meeting of the Dunedin City Council held via Zoom Audio Visual Link on Tuesday 26 July 2022, commencing at 10.05 am

PRESENT

Mayor	Mayor Aaron Hawkins	
Deputy Mayor	Cr Christine Garey	
Members	Cr Sophie Barker	Cr David Benson-Pope
	Cr Rachel Elder	Cr Carmen Houlahan
	Cr Marie Laufiso	Cr Mike Lord
	Cr Jim O'Malley	Cr Jules Radich
	Cr Chris Staynes	Cr Lee Vandervis
	Cr Steve Walker	Cr Andrew Whiley

IN ATTENDANCE

Sandy Graham (Chief Executive Officer), Simon Drew (General Manager Infrastructure and Development), Jeanette Wikaira (Manahautū (General Manager Māori, Partnerships and Policy), Karilyn Canton (Chief In-House Legal Counsel), Nadia McKenzie (In-House Legal Counsel), Jinty MacTavish (Principal Policy Advisor Sustainability) and Sharon Bodeker (Acting Manager Governance).

Governance Support Officer Lynne Adamson

1 PUBLIC FORUM

1.1 Public Forum - Leaders' Forum Report Back

Clarizz Moana (Rizzy) provided a PowerPoint presentation on her experience and benefits of attending the Aspiring Leaders' Forum. She then responded to questions.

1.2 Public Forum

Maryam Nabizada spoke to a PowerPoint presentation on her progress and experience at the Aspiring Leaders' Forum and responded to questions.

Moved (Mayor Aaron Hawkins/Cr Steve Walker):

That the Council:

Extends the public forum.

Motion carried

1.3 Public Forum - Woman's Rights in Otago

Jennifer Scott addressed the meeting concerning Upholding Woman's Rights in Ōtepoti Dunedin and Otago and responded to questions.

1.4 Public Forum - Various Topics

Lindsay Moir addressed the meeting concerning coastal erosion; responsibility; reading and attitude to be positive going forward.

Mr Moir responded to questions.

1.5 Public Forum - Vaping Remit

Linda Buxton and Debby Newton (Cancer Society) accompanied by Rosie Averill and Sophie Exeter (Public Health Students) addressed the meeting concerning the Vaping Remit.

They responded to questions.

1.6 Public Forum – Save Dunedin Live Music

David Bennett addressed the meeting on behalf of the Save Dunedin Live Music group requesting support and commitment to the live action plan and responded to questions.

Moved (Mayor Aaron Hawkins/Cr Steve Walker):

That the Council

Adjourns the meeting.

Motion carried

The meeting adjourned at 11.22 am and reconvened at 1.33 pm.

2 APOLOGIES

Moved (Mayor Aaron Hawkins/Cr Rachel Elder):

That the Council:

Accepts the apologies from Cr Doug Hall for absence and Cr Marie Laufiso for early departure.

Motion carried (CNL/2022/062)

3 CONFIRMATION OF AGENDA

Moved (Mayor Aaron Hawkins/Cr Christine Garey):

That the Council:

Confirms the agenda without addition or alteration.

Motion carried (CNL/2022/063)

4 DECLARATIONS OF INTEREST

Members were reminded of the need to stand aside from decision-making when a conflict arose between their role as an elected representative and any private or other external interest they might have.

Moved (Mayor Aaron Hawkins/Cr Christine Garey):

That the Council:

- a) **Notes** the Elected Members' Interest Register; and
- b) **Confirms** the proposed management plan for Elected Members' Interests.
- c) **Notes** the Executive Leadership Teams' Interest Register.

Motion carried (CNL/2022/064)

5 CONFIRMATION OF MINUTES

5.1 ORDINARY COUNCIL MEETING - 30 JUNE 2022

Moved (Mayor Aaron Hawkins/Cr Mike Lord):

That the Council:

Confirms the public part of the minutes of the Ordinary Council meeting held on 30 June 2022 as a correct record.

Motion carried (CNL/2022/065)

REPORTS

6 ACTIONS FROM RESOLUTIONS OF COUNCIL MEETINGS

A report from Civic provided an update on the implementation of resolutions made at Council meetings.

The Chief Executive Officer (Sandy Graham) spoke to the report and responded to questions.

Moved (Mayor Aaron Hawkins/Cr Steve Walker):

That the Council:

Notes the Open and Completed Actions from resolutions of Council meetings.

Motion carried (CNL/2022/066)

7 FORWARD WORK PROGRAMME FOR COUNCIL - JULY 2022

A report from Civic provided the updated forward work programme for the 2022-2023 year.

The Chief Executive Officer (Sandy Graham) spoke to the report and responded to questions.

Moved (Mayor Aaron Hawkins/Cr Christine Garey):

That the Council:

Notes the updated Council forward work programme.

Motion carried (CNL/2022/067)

8 REGULATORY SUBCOMMITTEE RECOMMENDATIONS ON THE PROPOSED PARKING CHANGES-JUNE 2022

A report from Infrastructure and Networks presented the recommendations of the Regulatory Subcommittee on proposed minor changes or clarifications to current parking restrictions, and corrections to the parking controls database of the Dunedin Traffic Parking Bylaw 2010.

Cr Andrew Whiley spoke to the recommendations and responded to questions.

Moved (Cr Andrew Whiley/Cr Jim O'Malley):

That the Council:

- a) **Notes** that the Subcommittee had considered feedback from consultation on the proposed changes to parking restrictions.
- b) **Adopts** the recommended minor changes, clarifications and corrections to the parking controls that are shown in the December 2021 update of the GIS database, <https://tinyurl.com/ParkingJune2022>.

- c) **Notes** that all parking restrictions previously approved by Council remain unchanged.

Division

The Council voted by division:

- For: Crs Sophie Barker, David Benson-Pope, Rachel Elder, Christine Garey, Marie Laufiso, Mike Lord, Jim O'Malley, Chris Staynes, Steve Walker, Andrew Whiley and Mayor Aaron Hawkins (11).
Against: Crs Carmen Houlahan, Jules Radich and Lee Vandervis (3).
Abstained: Nil

The division was declared CARRIED by 11 votes to 3

Motion carried (CNL/2022/068)

9 DCC SUBMISSION - EXPOSURE DRAFT OF AMENDMENTS TO THE NATIONAL POLICY STATEMENT FOR FRESHWATER MANAGEMENT 2020 AND NATIONAL ENVIRONMENTAL STANDARDS FOR FRESHWATER 2020

A report from Corporate Policy sought approval of the Dunedin City Council submission on the exposure draft of amendments to the National Policy Statement for Freshwater Management 2020 and National Environmental Standards for Freshwater 2020.

The Manahautū (General Manager Māori Partnerships and Policy) Jeanette Wikaira and General Manager Infrastructure and Development (Simon Drew) spoke to the report and responded to questions on the submission.

Moved (Cr David Benson-Pope/Cr Mike Lord):

That the Council:

- a) **Approves** the DCC submission to the Exposure draft of amendments to the National Policy Statement for Freshwater Management 2020 and National Environmental Standards for Freshwater 2020
b) **Authorises** the Chief Executive to approve any minor editorial changes if required.

Motion carried (CNL/2022/069) with Cr Lee Vandervis recording his vote against.

Moved (Mayor Aaron Hawkins/Steve

That the Council:

Adjourns the meeting.

Motion carried

The meeting adjourned at 12.31 pm and reconvened at 1.22 pm.
Cr Jules Radich left the meeting at 1.28 pm.

10 DCC SUBMISSION: WATER SERVICES ENTITIES BILL

A report from 3 Waters sought approval of a draft Dunedin City Council submission to Parliament's Finance and Expenditure Select Committee on the Water Services Entities Bill.

The Chief Executive Officer (Sandy Graham), General Manager Infrastructure and Development (Simon Drew), Chief In-House Legal Counsel (Karilyn Canton) and In-House Legal Counsel (Nadia McKenzie) spoke to the report and responded to questions on the submission.

During discussion Cr Chris Staynes left the meeting at 1.48 pm.

Moved (Mayor Aaron Hawkins/Cr Jim O'Malley):

That the Council:

- a) **Approves** the submission to the Finance and Expenditure Select Committee on the Water Services Entities Bill.

Division

The Council voted by division:

For: Crs Sophie Barker, David Benson-Pope, Rachel Elder, Christine Garey, Carmen Houlahan, Marie Laufiso, Mike Lord, Jim O'Malley, Steve Walker, Andrew Whiley and Mayor Aaron Hawkins (11).

Against: Cr Lee Vandervis (1).

Abstained: Nil

The division was declared CARRIED by 11 votes to 1

Motion carried (CNL/2022/070)

Moved (Mayor Aaron Hawkins/Cr Jim O'Malley):

That the Council:

- b) **Authorises** the Mayor (or his delegate) to speak to the submission.

Division

The Council voted by division:

For: Crs Sophie Barker, David Benson-Pope, Rachel Elder, Christine Garey, Marie Laufiso, Mike Lord, Jim O'Malley, Steve Walker, Andrew Whiley and Mayor Aaron Hawkins (10).

Against: Crs Carmen Houlahan and Lee Vandervis (2).

Abstained: Nil

The division was declared CARRIED by 10 votes to 2

Motion carried (CNL/2022/071)

Moved (Mayor Aaron Hawkins/Cr Jim O'Malley):

That the Council:

- c) **Authorises** the Chief Executive to approve any minor editorial changes.

Motion carried (CNL/2022/072) on a show of hands with Cr Lee Vandervis recording his vote against.

Moved (Mayor Aaron Hawkins/Cr Christine Garey):

That the Council:

Adjourns the meeting.

Motion carried

The meeting adjourned at 3.05 pm and reconvened at 3.21 pm.

Cr Marie Laufiso left the meeting at 3.23 pm and Cr Chris Staynes returned to the meeting at 3.23 pm.

11 SUBMISSION ON THE ELECTORAL (MĀORI ELECTORAL OPTION) LEGISLATION BILL

A report from Corporate Policy sought Council approval for a Dunedin City Council (DCC) submission on the Electoral (Māori Electoral Option) Legislation Bill.

The Manahautū (General Manager Māori Partnerships and Policy) Jeanette Wikaira spoke to the report and responded to questions.

Moved (Cr Lee Vandervis/Cr Mike Lord):

That the Council:

- a) **Approves** the DCC submission on the Electoral (Māori Electoral Option) Legislation Bill.
- b) **Authorises** the Mayor or his delegate to speak to the DCC submission at the hearings.
- c) **Authorises** the Chief Executive to make any minor editorial changes to the submission.

Motion carried (CNL/2022/073)

12 ZERO CARBON ALLIANCE AND WORK PROGRAMME UPDATE

A report from Corporate Policy and the Sustainability Group provided an update on the Zero Carbon Alliance and the Zero Carbon work programme.

The Manahautū (General Manager Māori Partnerships and Policy) Jeanette Wikaira and Principal Policy Advisor Sustainability (Jinty MacTavish) spoke to the report and responded to questions.

Moved (Mayor Aaron Hawkins/Cr Steve Walker

That the Council:

Extends the meeting beyond 6 hours.

Motion carried

Moved (Cr Steve Walker/Cr Chris Staynes):

That the Council:

- a) **Approves** the revised Zero Carbon Alliance Memorandum of Understanding;
- b) **Approves** the Terms of Reference for the Zero Carbon Alliance Collaboration Group;
- c) **Delegates** authority to the Chief Executive Officer to incorporate any further minor amendments to the Memorandum of Understanding or Terms of Reference sought by founding partners, and to sign the final version of the Memorandum of Understanding on the Council's behalf;
- d) **Notes** the update on the Zero Carbon work programme.

Division

The Council voted by division:

For: Crs Sophie Barker, David Benson-Pope, Rachel Elder, Christine Garey, Carmen Houlahan, Jim O'Malley, Chris Staynes, Steve Walker and Mayor Aaron Hawkins (9).

Against: Crs Mike Lord, Lee Vandervis and Andrew Whiley (3).

Abstained: Nil

The division was declared CARRIED by 9 votes to 3

Motion carried (CNL/2022/074)

13 LGNZ ANNUAL GENERAL MEETING REMITS

A report from Civic advised that the Local Government New Zealand 2022 Annual General Meeting would be held on Thursday 28 July 2022 for consideration of six remits submitted by local authorities.

The report sought consideration as to whether Council wished to give pre-AGM direction to the DCC voting delegate on any of the remits.

The Chief Executive Officer (Sandy Graham), Manahautū (General Manager Māori Partnerships and Policy) Jeanette Wikaira and Acting Manager Governance (Sharon Bodeker) spoke to the report and responded to questions.

Councillor Jules Radich returned to the meeting at 4.21 pm.

Moved (Cr Mike Lord/Cr Steve Walker):

That the Council:

Approves that the decisions on the voting position remains with the voting delegate (the Mayor) inline with Council policy as appropriate.

Motion carried (CNL/2022/075) with Cr Lee Vandervis recording his vote against.

14 PROPOSED EVENT ROAD CLOSURE FOR AUGUST 2022

A report from transport recommended Council approve road closure applications for the University of Otago Graduation Parade.

The General Manager Infrastructure and Networks (Simon Drew) spoke to the report and responded to questions.

Moved (Cr Lee Vandervis/Cr Mike Lord):

That the Council:

- a) **Resolves** to close the roads detailed below (pursuant to Section 319, Section 342, and Schedule 10 clause 11(e) of the Local Government Act 1974) for the Graduation Parade:

Date: Saturday 20 August 2022 (parade beginning 11.30 am)

Time and affected roads:

10:00am until 1:00pm:

- Great King Street between Frederick Street and Albany Street.

11:15am until 12:15pm:

- Frederick Street between Great King Street and George Street
- George Street between Frederick Street and St Andrew Street
- St Andrew Street between George Street and Filleul Street
- Filleul Street between St Andrew Street and Moray Place
- Moray Place between George Street and Filleul Street.

Approximately 10:45am until parade has cleared:

- Moray Place between Upper Stuart Street and Filleul Street.

Motion carried (CNL/2022/076)

RESOLUTION TO EXCLUDE THE PUBLIC

Moved (Mayor Aaron Hawkins/Cr Christine Garey):

That the Council:

Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, exclude the public from the following part of the proceedings of this meeting namely:

General subject of the matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution	Reason for Confidentiality
C1 Ordinary Council meeting - 30 June 2022 - Public Excluded	<p>S6(a) The making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences and the right to a fair trial.</p> <p>S7(2)(h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>S7(2)(a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p>		
C2 Confidential Council Actions from Resolutions at Council Meetings	<p>S6(a) The making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences and the right to a fair trial.</p>	<p>S48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 6.</p>	
C3 Confidential Council Forward Work Programme - July 2022	<p>S7(2)(h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p>	<p>S48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding</p>	

C4 Dunedin City Holdings Group: Director Appointment	S7(2)(a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.	exists under section 7. S48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.
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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 are as shown above after each item.

The meeting moved into confidential at 4.26 pm and closed at 4.37 pm

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MAYOR