

## Council MINUTES

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Minutes of an ordinary meeting of the Dunedin City Council held in the Council Chamber, Dunedin Public Art Gallery, The Octagon, Dunedin on Thursday 27 April 2023, commencing at 10.00 am

### PRESENT

<b>Mayor</b>	Mayor Jules Radich	
<b>Deputy Mayor</b>	Cr Sophie Barker	
<b>Members</b>	Cr Bill Acklin	Cr David Benson-Pope
	Cr Christine Garey	Cr Kevin Gilbert
	Cr Carmen Houlahan	Cr Marie Laufiso
	Cr Cherry Lucas	Cr Mandy Mayhem
	Cr Jim O'Malley	Cr Lee Vandervis
	Cr Steve Walker	Cr Brent Weatherall
	Cr Andrew Whiley	

### IN ATTENDANCE

Sandy Graham (Chief Executive Officer), Simon Pickford (General Manager Community Services), John Christie (Manager Enterprise Dunedin), Simon Drew (General Manager Infrastructure and Development), Jeanette Wikaira (Manahautū (General Manager Māori, Partnerships and Policy)), and Clare Sullivan (Principal Committee Advisor). Paul Henderson, Anna Nilsen

**Governance Support Officer** Lynne Adamson

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THE MAYOR ACKNOWLEDGED THE PASSING OF MR TREVOR WILLIAMS, DUNEDIN CITY COUNCIL RETIRED CIVIL ENGINEER FOLLOWING 35 YEARS OF WORK. HE SPOKE OF HIS SIGNIFICANT AND LASTING CONTRIBUTION TO THE MODERNISATION AND DEVELOPMENT OF DUNEDIN'S ENGINEERING INFRASTRUCTURE.

### 1 OPENING

Martin Genet of the Dunedin Baha'i Community opened the meeting with a prayer.

## 2 PUBLIC FORUM

### Dark Skies

Mr Broughton spoke to his circulated information on Dark Skies and Sustainability which outlined restoring and preserving Dunedin's Night Sky using responsible outdoor lighting.

Mr Broughton responded to questions.

### 2023 Dunedin Fringe Festival Update

Ms Ruth Harvey and Ms Kate Schrader (Co-Directors Dunedin Fringe Festival) provided an update on the 2023 Dunedin Fringe Festival, and responded to questions.

## 3 APOLOGIES

There were no apologies.

## 4 CONFIRMATION OF AGENDA

Moved (Mayor Jules Radich/Cr Bill Acklin):

That the Council:

**Confirms** the agenda without addition or alteration.

**Motion carried (CNL/2023/081)**

## 5 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 Jules Radich/Cr Mandy Mayhem):

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 Team Members' Interest Register.

**Motion carried (CNL/2023/082)**

## 6 CONFIRMATION OF MINUTES

### 6.1 ORDINARY COUNCIL MEETING - 27 MARCH 2023

Moved (Mayor Jules Radich/Cr Sophie Barker):

That the Council:

- a) **Confirms** the public part of the minutes of the Ordinary Council meeting held on 27 March 2023 as a correct record.

**Motion carried (CNL/2023/083)**

### 6.2 EXTRAORDINARY COUNCIL MEETING - 6 APRIL 2023

Moved (Mayor Jules Radich/Cr Sophie Barker):

That the Council:

- a) **Confirms** the public part of the minutes of the Extraordinary Council meeting held on 06 April 2023 as a correct record.

**Motion carried (CNL/2023/084)**

## REPORTS

### 7 ACTIONS FROM RESOLUTIONS OF COUNCIL MEETINGS

A report from Civic provided an update on the progress on implementing resolutions made at Council meetings.

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

Moved (Mayor Jules Radich/Cr Mandy Mayhem):

That the Council:

- a) **Notes** the Open and Completed Actions from resolutions of Council meetings.

**Motion carried (CNL/2023/085)**

### 8 FORWARD WORK PROGRAMME FOR COUNCIL - APRIL 2023

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 Jules Radich/Cr Andrew Whiley):

That the Council:

- a) **Notes** the updated Council forward work programme.

**Motion carried (CNL/2023/086)**

## 9 INTRODUCING CAR SHARE TO DUNEDIN

A report from the Sustainability Group provided an update on plans to introduce a car share service to Dunedin to offer visitors and residents an additional transport option.

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

Cr Carmen Houlahan left the meeting at 10.54 am and returned at 10.57 am.

Moved (Cr Steve Walker/Cr Christine Garey):

That the Council:

- a) **Notes** the intention to issue a Request for Proposal to identify a preferred car share supplier for Dunedin.

### **Division**

The Council voted by division

For: Crs Bill Acklin, Sophie Barker, David Benson-Pope, Christine Garey, Kevin Gilbert, Carmen Houlahan, Marie Laufiso, Cherry Lucas, Mandy Mayhem, Jim O'Malley, Steve Walker, Brent Weatherall, Andrew Whiley and Mayor Jules Radich (14).

Against: Cr Lee Vandervis (1).

Abstained: Nil

The division was declared CARRIED by 14 votes to 1

**Motion carried (CNL/2023/087)**

Cr Gilbert left the meeting at 11.27 am and returned at 11.29 am.

## 10 FIFA WOMEN'S WORLD CUP 2023 UPDATE

A report from Events and Community Development provided an overview of the DCC activity preparing for the FIFA Women's World Cup. This tournament is being hosted in Dunedin from 21 July until 1 August 2023.

The General Manger Community Services (Simon Pickford) and Team Leader – Events (Dan Hendra) spoke to the report and responded to questions.

Cr Christine Garey left the meeting at 11.42 am and returned at 11.44 am.

Moved (Mayor Jules Radich/Cr Mandy Mayhem):

That the Council:

- a) **Notes** the FIFA Women's World Cup 2023 Update report.

**Motion carried (CNL/2023/088)**

Moved (Mayor Jules Radich/Cr Andrew Whiley):

That the Council:

**Adjourns** the meeting until 12.30 pm.

**Motion carried**

The meeting adjourned at 11.52 am and reconvened at 12.31 pm.

## **11 MOSGIEL RECREATION AREA RESERVE MANAGEMENT PLAN - NOTICE OF INTENT**

A report from Parks and Recreation sought approval to commence the public consultation process required by Section 41(5) of the Reserves Act 1977 to enable preparation of the Mosgiel Recreation Area Reserve Management Plan.

The General Manager Community Services (Simon Pickford), Group Manager Parks and Planning and Partnerships Manager (John Brenkley) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Sophie Barker):

That the Council:

- a) **Approves** the Statement of Proposal and the Stage 1 Engagement Questions for Mosgiel Recreation Area, and the commencement of the public consultation process required by Section 41(5) of the Reserves Act 1977.

**Motion carried (CNL/2023/089)**

## **12 LOGAN PARK RECREATION RESERVE - RESERVE MANAGEMENT PLAN - NOTICE OF INTENT**

A report from Parks and Recreation sought approval to commence the public consultation process required by section 41(5) of the Reserves Act 1977 to enable the preparation of the Local Park Recreation Reserve - Reserve Management Plan.

The General Manager Community Services (Simon Pickford) and Planning and Partnerships Manager (John Brenkley) spoke to the report and responded to questions.

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

That the Council:

- a) **Approves** the Statement of Proposal and the Stage 1 Engagement Questions for Logan Park Recreation Reserve, and the commencement of the public consultation process required by section 41(5) of the Reserves Act 1977.

**Motion carried (CNL/2023/090)**

### **13 LAND TRANSPORT MANAGEMENT (REGULATION OF PUBLIC TRANSPORT) AMENDMENT BILL - SUBMISSION**

A report from Transport sought approval for a submission on the Land Transport Management (Regulation of Public Transport) Amendment Bill.

The General Manager Infrastructure and Development (Simon Drew), Group Manager Transport (Jeanine Benson) and Senior Transport Planner (Helen Chapman) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Sophie Barker):

That the Council:

**Adjourns** the meeting for five minutes.

**Motion carried**

The meeting adjourned at 1.01 pm and reconvened at 1.09 pm.

Moved (Cr Jim O'Malley/Cr Kevin Gilbert):

That the Council:

- a) **Approves** the draft submission to the Land Transport Management (Regulation of Public Transport) Amendment Bill with the addition of the following point:
  - i) that the Land Transport Management Act (2003) is amended to enable Territorial Authorities to deliver public transport.
- b) **Authorises** the Mayor or his delegate to speak to the DCC submission at the Transport and Infrastructure Select Committee
- c) **Authorises** the Chief Executive to make any minor editorial changes to the submission if required.

**Motion carried (CNL/2023/091)**

### **14 REVIEW OF THE ELECTRICITY (HAZARDS FROM TREES) REGULATIONS 2003 - SUBMISSION**

A report from Parks and Recreation sought approval of a submission to the Ministry of Business Innovation and Employment on the discussion document 'Review of the Electricity (Hazards from Trees) Regulations 2003'.

The General Manager Community Services (Simon Pickford) and Parks Operations Manager (Aidan Battrick) spoke to the report and responded to questions.

Moved (Cr Christine Garey/Cr Marie Laufiso):

That the Council:

- a) **Approves** the submission to the Ministry of Business Innovation and Employment on the discussion document 'Review of the Electricity (Hazards from Trees) Regulations 2003'.
- b) **Authorises** the Chief Executive to make any minor editorial changes to the submission if required.

**Motion carried (CNL/2023/092)**

## 15 2022 ANNUAL REPORT FOR DUNEDIN VENUES MANAGEMENT LTD

A report from Dunedin City Holdings Ltd provided the 2022 Annual Report of Dunedin Venues Management Limited.

The Chair, Dunedin City Holdings Ltd (Keith Cooper) and General Manager (Jemma Adams) spoke to the report and responded to questions.

Moved (Cr Sophie Barker/Cr Cherry Lucas):

That the Council:

- a) **Notes** the 2022 Annual Reports of Dunedin Venues Management Limited.

**Motion carried (CNL/2023/093)**

## RESOLUTION TO EXCLUDE THE PUBLIC

Moved (Mayor Jules Radich/Cr Sophie Barker):

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:

<b>General subject of the matter to be considered</b>	<b>Reasons for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 48(1) for the passing of this resolution</b>	<b>Reason for Confidentiality</b>
C1 Ordinary Council meeting - 27 March 2023 - Public Excluded	S7(2)(a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.		
	S7(2)(g)		

The withholding of the information is necessary to maintain legal professional privilege.

S7(2)(h)

The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.

S7(2)(i)

The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

S7(2)(b)(i)

The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret.

C2 Confidential  
Council Actions from  
Resolutions at Council  
Meetings

S7(2)(a)

The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.

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.

S7(2)(g)

The withholding of the information is necessary to maintain legal professional privilege.

S7(2)(h)



	The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.		
	S7(2)(i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).		
C3 Confidential Council Forward Work Programme - April 2023	S7(2)(h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.	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.	
C4 Director Remuneration - Dunedin City Holdings Limited Group Companies	S7(2)(a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.  S7(2)(b)(i) The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret.	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.	This report is confidential because the information contained in this report remains confidential until Council has determined the level of fees and advised Dunedin City Holdings Limited of the outcome at which point the information can be made public..
C5 Appointment of District Licensing Committee Members	S7(2)(a) The withholding of the information is necessary to protect the privacy of natural	S48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of	

persons, including that of a deceased person. information for which good reason for withholding exists under section 7.

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.

That Mr Keith Cooper (Chairperson, Dunedin City Holdings Limited) and Ms Jemma Adams (General Manager, Dunedin City Holdings Limited) be permitted to attend the meeting to speak to Item C4 – Director Remuneration – Dunedin City Holdings Limited Group Companies to provide assistance in relation to the matters to be discussed.

That the meeting adjourn to enable members of the public and media to leave.

**Motion carried (CNL/2023/094)**

The meeting moved into confidential at 2.10 pm and closed at 3.12 pm.

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MAYOR