

Notice of Meeting:

I hereby give notice that an ordinary meeting of the Dunedin City Council will be held on:

Date: Tuesday 27 August 2024
Time: 10.00 am
Venue: Council Chamber, Dunedin Public Art Gallery, The Octagon,
Dunedin

Sandy Graham
Chief Executive Officer

Council
PUBLIC AGENDA

MEMBERSHIP

Mayor
Deputy Mayor

Mayor Jules Radich
Cr Cherry Lucas

Members

Cr Bill Acklin	Cr Sophie Barker
Cr David Benson-Pope	Cr Christine Garey
Cr Kevin Gilbert	Cr Carmen Houlahan
Cr Marie Laufiso	Cr Mandy Mayhem
Cr Jim O'Malley	Cr Lee Vandervis
Cr Steve Walker	Cr Brent Weatherall
Cr Andrew Whiley	

Senior Officer

Sandy Graham, Chief Executive Officer

Governance Support Officer

Lynne Adamson

Lynne Adamson
Governance Support Officer

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***Note:** Reports and recommendations contained in this agenda are not to be considered as Council policy until adopted.*

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1 OPENING

Colin MacLeod, Chair – NZ Catholic Bishops Committee will open the meeting with a prayer.

2 PUBLIC FORUM

At the close of the agenda, registrations for public forum were still being taken. The speakers will be confirmed following closure of registrations at 10.00 am on Monday 26 August 2024.

3 APOLOGIES

An apology has been received from Cr Steve Walker.

That the Council:

Accepts the apology from Cr Steve Walker.

4 CONFIRMATION OF AGENDA

Note: Any additions must be approved by resolution with an explanation as to why they cannot be delayed until a future meeting.

Council Interest Register As at 14 August 2024				
Councillors are members of all committees				
Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
Mayor Jules Radich	Shareholder	Izon Science Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Taurikura Drive Investments Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Golden Block Developments Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Cambridge Terrace Properties Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Southern Properties (2007) Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Arrenway Drive Investments Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Golden Centre Holdings Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	IBMS Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Raft Holdings Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Otago Business Coaching Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Effectivise Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director	Athol Street Investments Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Director/Shareholder	Allandale Trustee Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Aberdeen St No2 Ltd	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Road Safety Action Plan	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	100% Shareholder/Director	Panorama Developments Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Hospital Local Advisory Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Council of Social Services (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Tertiary Precinct Planning Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Tertiary Sector Steering Group (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Member	Dunedin Club	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	
Member	Local Government New Zealand (Zone 6 Committee) (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.	

Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
	Member	Connecting Dunedin (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr Bill Acklin	Shareholder/Director	Dunedin Brokers Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	APRA - AMCOS	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Entertainer	Various functions	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Strath Taieri Community Board (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Casual Employee	Insulmax	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Craigieburn Reserve Committee (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Toitū Otago Settlers Museum Board (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr Sophie Barker	Director	Ayrméd Limited	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Shareholder	Various publicly listed companies	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Property Owner	Residential Property Owner - Dunedin	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Beneficiary	Sans Peur Trust (Larnach Castle)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Mentor	Business Mentors NZ	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Southern Heritage Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Friends Otago Museum	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Otago Peninsula Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Orokonui Ecosanctuary	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Volunteer	Blue Penguins Pukekura	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Vegetable Growers Club	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Committee Member	Otago Anniversary Day Dinner	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Chairperson	Dunedin Heritage Fund (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Gasworks Museum Trust (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Otaru Sister City Society (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Hereweka Harbour Cone Trust (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

Name	Responsibility (i.e. Chairperson etc)	Declaration of Interests	Nature of Potential Interest	Member's Proposed Management Plan
	Deputy Chair	Dunedin Food and Drink Tourism Story Group	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Te Ao Tūroa Partnership (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Connecting Dunedin (Council Appointment)	No conflict Identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr David Benson-Pope	Owner	Residential Property Ownership in Dunedin	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee and Beneficiary	Blind Investment Trusts	Duty to Trust may conflict with duties of Council Office	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Yellow-eyed Penguin Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	New Zealand Labour Party	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Heritage Fund (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Dunedin Public Art Gallery Acquisitions Committee (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Otago Museum Trust Board (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr Christine Garey	Trustee	Garey Family Trust - Property Ownership - Dunedin	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Women of Ōtepoti	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member (alternate)	Grow Dunedin Partnership (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Otago Museum Trust Board (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Sophia Charter (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Chairperson	Study Dunedin	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee	Ashburn Hall Charitable Trust Board	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	St Paul's Cathedral Foundation (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	Theomin Gallery Management Committee (Olveston) (Council Appointment)	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
Cr Kevin Gilbert	Owner	Gipfel Limited - Bakery	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee	Schlubert Trust - Residential Property	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Trustee	Schlup Family Trust	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.
	Member	BNI	No conflict identified	Seek advice prior to the meeting if actual or perceived conflict of interest arises.

CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING - 31 JULY 2024

RECOMMENDATIONS

That the Council:

- a) **Confirms** the public part of the minutes of the Ordinary Council meeting held on 31 July 2024 as a correct record.

Attachments

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Council MINUTES

Minutes of an ordinary meeting of the Dunedin City Council held in the Council Chamber, Dunedin Public Art Gallery, The Octagon, Dunedin on Wednesday 31 July 2024, commencing at 10.00 am

PRESENT

Mayor Mayor Jules Radich
Deputy Mayor Cr Cherry Lucas

Members

Cr Bill Acklin	Cr Sophie Barker
Cr David Benson-Pope	Cr Christine Garey
Cr Kevin Gilbert (via zoom audio visual link)	
Cr Carmen Houlahan	Cr Marie Laufiso
Cr Mandy Mayhem	Cr Jim O'Malley
Cr Steve Walker (via zoom audio visual link)	
Cr Brent Weatherall	Cr Andrew Whiley

IN ATTENDANCE

Sandy Graham (Chief Executive Officer), Robert West (General Manager Corporate Services), Jeanette Wikaira (General Manager Arts, Culture and Recreation), Scott MacLean (General Manager Climate and City Growth), David Ward (General Manager 3 Waters and Transition), Nicola Morand (Manahautū - General Manager Policy and Partnerships), Jonathan Rowe (Programme Manager, South Dunedin Future), Hayden McAuliffe (Financial Services Manager) Florence Reynolds (Acting Manager – Zero Carbon), Dr Anna Johnson (City Development Manager), Nadia Wesley-Smith (Manager Māori Partnerships), Chris Henderson (Group Manager Waste and Environmental Solutions), Karilyn Canton (Chief In-House Legal Counsel), Vicki Kestila (Masters Games Manager) and Clare Sullivan (Manager Governance)

Governance Support Officer Lynne Adamson

1 OPENING

Tania Williams, Manager of Araiteuru Marae opened the meeting with a karakia.

TRIBUTE

The Mayor paid tribute to Martin Phillips, founder and frontman of the Dunedin rock band “The Chills” who passed away recently. Mayor Radich commented that Mr Phillips was a brilliant song writer and musical genius, he spoke of his contribution to Dunedin Sound and how his music put Dunedin on the world stage.

Mayor Radich extended condolences to Mr Phillips whanau, friends and wider music community.

Cr Mandy Mayhem provided background to Mr Phillip’s musical career as singer, songwriter and guitarist and commented that he was a pioneer of the Ōtepoti Dunedin Sound. Cr Mayhem commented that Mr Phillips music impacted on generations of people and had gathered a worldwide fan-base. Cr Mayhem said “A mighty totara has fallen, and we will not see the likes of him again. He leaves a huge hole in area hearts and our city”.

Cr Mayhem expressed condolences to all who knew and loved him, his family, band members, friends and musicians.

2 PUBLIC FORUM

2.1 Dunedin Water

Sara Pepers-Hiltrop spoke on fluoridation of the water in Dunedin.

2.2 Accountability

Lindsay Moir spoke on accountability.

2.3 Demographics is destiny

Paul Watson spoke to his handout on “Demographics is destiny.”

2.4 Code of Conduct

Bridie Lonie spoke on the Code of Conduct.

2.5 Code of Conduct

Philippa Jamieson spoke on the Code of Conduct. Ms Jamieson responded to questions.

3 APOLOGIES

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

Accepts the apology from Cr Lee Vandervis.

Motion carried (CNL/2024/125)

4 CONFIRMATION OF AGENDA

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

Confirms the agenda with the following alteration:

That Item 23 – Code of Conduct be taken following Item 6 – Confirmation of Minutes.

And

That Item C5 – Update report be added to the confidential agenda. The reason that it was not on the agenda is that it was not available at the time the agenda was published.

Motion carried (CNL/2024/126) with Cr Bill Acklin recording his vote against

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

Adjourns the meeting for 5 minutes.

Motion carried

The meeting adjourned at 10.41 am and reconvened at 10.47 am.

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.

Crs Marie Laufiso and Jim O'Malley provided updates to their Interest Register.

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

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

Motion carried (CNL/2024/127)

6 CONFIRMATION OF MINUTES

6.1 ORDINARY COUNCIL MEETING - 25 JUNE 2024

Moved (Cr Cherry Lucas/Mayor Jules Radich):

That the Council:

- a) **Confirms** the public part of the minutes of the Ordinary Council meeting held on 25 June 2024 as a correct record.
Motion carried (CNL/2024/128)

REPORTS

23 CODE OF CONDUCT - CR VANDERVIS

Cr Marie Laufiso withdrew from this item.

A report from Civic advised that a Code of Conduct complaint had been made by Cr Marie Laufiso in accordance with the process set out in the Dunedin City Council Code of Conduct against Cr Lee Vandervis.

The report presented the results of the Code of Conduct investigation to the Council for consideration.

The Chief Executive Officer (Sandy Graham) outlined the process.

The Manager Governance (Clare Sullivan) read out a statement on behalf of Cr Lee Vandervis.

During discussion it was moved (Mayor Jules Radich/Cr Mandy Mayhem):

That the Council:

Adjourns the meeting until 11.45 am.

Motion carried

The meeting adjourned at 11.14 am and reconvened at 11.50 am.

Moved (Mayor Jules Radich/Cr David Benson-Pope):

That the Council:

- a) **Upholds** the findings of the investigation by the Independent Investigator, Mr Jordan Boyle into the Code of Conduct complaint made by Cr Marie Laufiso in respect of Cr Lee Vandervis.
- b) **Agrees** that a material breach of the Code of Conduct has occurred.
- c) **Notes** that Cr Vandervis has declined the opportunity to address the Council.

- d) **Requests** that Cr Vandervis provides a full and unreserved written apology by 5pm on 20 August, 2024 to the Te Pae membership for the behaviour outlined in the investigation; and Council also requests that Cr Vandervis makes a commitment to participate in Te Pae meetings and observe the kawa (protocols) of the host.
- e) **Notes** that if an apology has not been received by 20 August 2024, Council staff will provide a report to the 27 August Council meeting on the possible options available to Council for a material breach of the Code of Conduct.

Division

The Council voted by division

For: Crs Bill Acklin, Sophie Barker, David Benson-Pope, Christine Garey, Kevin Gilbert, Carmen Houlahan, Cherry Lucas, Mandy Mayhem, Jim O'Malley, Steve Walker, Brent Weatherall, Andrew Whiley and Mayor Jules Radich (13).

Against: Nil

Abstained: Nil

The division was declared CARRIED by 13 votes to 0

Motion carried (CNL/2024/129)

Cr Marie Laufiso left the meeting at 12.38 pm.

7 ACTIONS FROM RESOLUTIONS OF COUNCIL MEETINGS

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

During discussion Cr Steve Walker left the meeting at 12.42 pm.

Cr Marie Laufiso returned to the meeting at 12.43 pm.

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

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

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

Motion carried (CNL/2024/130)

8 FORWARD WORK PROGRAMME FOR COUNCIL - JULY 2024

A report from Civic provided an update on the forward work programme for the 2024-25 year.

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

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

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

Motion carried (CNL/2024/131)

9 SOUTH DUNEDIN FUTURE - PROGRAMME UPDATE (JULY 2024)

A report from Climate and City Growth provided an update on the South Dunedin Future programme. It included a summary of the activities completed during January to June 2024, foreshadowed key upcoming activities, and potential implications of this work.

The General Manager, Climate and City Growth (Scott MacLean) and Programme Manager, South Dunedin Future (Jonathan Rowe) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Carmen Houlahan):

That the Council:

- a) **Notes** activities undertaken as part of the South Dunedin Future (SDF) programme since the previous report to both Councils in December 2023.
- b) **Notes** the pending completion of two key assessments, including the Risk Assessment for South Dunedin and Spatial Adaptation Options for South Dunedin.
- c) **Notes** the delivery of these reports would move the programme into the next phase and require decisions on management and mitigation of risk, selection of adaptation options, and transition times for implementation.

Motion carried (CNL/2024/132)

Moved (Mayor Jules Radich/Cr Lucas

That the Council:

Adjourns the meeting until 1.45 pm.

Motion carried

The meeting adjourned at 1.15 pm and reconvened at 1.49 pm.

10 ZERO CARBON WORK PROGRAMME 2023/24 UPDATE

A report at the Sustainability Group provided an update on the Zero Carbon work programme. The report set out activities underway or completed during the 2023/24 financial year.

The General Manager, Climate and City Growth (Scott MacLean) and Acting Manager – Zero Carbon (Florence Reynolds) spoke to the report and responded to questions.

Cr Mandy Mayhem left the meeting at 2.34 pm and returned at 2.41 pm.

Moved (Cr Christine Garey/Cr David Benson-Pope):

That the Council:

- a) **Notes** the Zero Carbon work programme update for 2023/24, including:
 - i) the DCC's Emissions Management and Reduction Plan (EMRP) 2023/24 to 2030/31,
 - ii) the DCC Emissions Inventory and Management Report (IMR) 2022/23, and
 - iii) the Zero Carbon Alliance work programme update for the period to May 2024.

Motion carried (CNL/2024/133) with Cr Andrew Whiley recording his vote against

11 APPROVAL TO MAKE THE DISTRICT PLAN (2GP) PARTIALLY OPERATIVE

A report from City Development sought to make the proposed Dunedin City Second Generation District Plan (2GP) operative in accordance with the Resource Management Act 1991 with the exception of those areas and provisions still subject to appeal.

The General Manager, 3 Waters and Transition (David Ward) and City Development Manager (Dr Anna Johnson) spoke to the report and responded to questions.

Moved (Cr David Benson-Pope/Mayor Jules Radich):

That the Council:

- a) **Approves** the 2GP (with the exception of those parts identified in Appendix 1) as operative pursuant to Clause 17 of the First Schedule to the RMA, with effect from 19 August 2024 and that the operative date be notified on or before 10 August 2024.

Motion carried (CNL/2024/134)

12 9 YEAR PLAN 2025-34 PROCESS

A report from Civic provided Council with an overview of the process for development of the 9 year plan 2025 -34 (the Plan).

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

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

- a) **Notes** the 9 year plan 2025-34 Process report.

Motion carried (CNL/2024/135)

13 DCC SUBMISSION ON THE DRAFT MINERALS STRATEGY TO 2040

A report from Corporate Policy sought approval of a submission on the draft Minerals Strategy to 2040.

The General Manager, 3 Waters and Transition (David Ward) and Manager Māori Partnerships (Nadia Wesley-Smith) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Marie Laufiso):

That the Council:

Adjourns the meeting for five minutes.

Motion carried

The meeting adjourned at 3.37 pm and reconvened at 3.48 pm.

Moved (Mayor Jules Radich/Cr Bill Acklin):

That the Council:

- a) **Approves** the draft DCC submission, on the draft Minerals Strategy to 2040 with the following amendment to paragraph 13:
- “The DCC highlights that increasing coal mining and exports, and continued reliance on *‘burning’* coal is contrary to climate emissions reduction targets, given the significant emissions associated with mining and burning coal. Therefore the DCC urges that the Strategy phases out coal mining, ~~and renounce increasing coal exports~~ *‘that produces net high emissions’*. The DCC considers that the Strategy should outline a plan to ensure a just transition to other employment and economic activities.
- b) **Authorises** the Chief Executive to make any minor editorial changes to the submission if required.
- c) **Authorises** the Mayor or delegate to speak at any hearings in regard to the DCC submission.

Moved (Mayor Jules Radich/Cr Mandy Mayhem):

That the Council:

Extends the meeting beyond 6 hours.

Motion carried

Following discussion, with the consent of the meeting, the Mayor withdrew the resolution under section 22.10 of Standing Orders.

Moved (Cr Cherry Lucas/Cr Andrew Whiley):

That the Council:

Adjourns the meeting for two minutes.

Motion carried

The meeting adjourned at 4.00 pm and reconvened at 4.02 pm.

Moved (Cr Jim O'Malley/Cr Christine Garey):

That the Council:

- a) **Approves** the draft DCC submission on the draft Minerals Strategy to 2040.
- b) **Authorises** the Chief Executive to make any minor editorial changes to the submission if required.
- c) **Authorises** the Mayor or delegate to speak at any hearings in regard to the DCC submission.

Division

The Council voted by division

For: Crs Sophie Barker, David Benson-Pope, Christine Garey, Kevin Gilbert, Carmen Houlahan, Marie Laufiso, Cherry Lucas, Mandy Mayhem and Jim O'Malley (9).

Against: Crs Bill Acklin, Brent Weatherall, Andrew Whiley and Mayor Jules Radich (4).

Abstained: Nil

The division was declared CARRIED by 9 votes to 4

Motion carried (CNL/2024/136)

14 LITTER COMPLIANCE POLICY REVIEW

A report from Waste and Environmental Solutions noted that the Dunedin City Council's Litter Compliance Policy was due for review on 1 July 2024. The report presented an updated Litter Compliance Policy 2024 to the Council and sought approval to give public notice of the Council's intention to adopt the Policy.

The General Manager, Climate and City Growth (Scott MacLean), Group Manager Waste and Environmental Solutions (Chris Henderson) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Christine Garey):

That the Council:

- a) **Approves** the proposed Litter Compliance Policy 2024 for public notification with intention to adopt.

- b) **Notes** a 14-day public notification period was required to adopt the infringements set out in the proposed Litter Compliance Policy 2024.

Motion carried (CNL/2024/137)

15 NEW ZEALAND MASTERS GAMES FINAL REPORT

A report from Events provided Council with a summary of the 2024 New Zealand Masters Games, including participant statistics and financial results.

The Financial Services Manager (Hayden McAuliffe), Manahautū; General Manager Māori Partnerships and Policy (Nicola Morand) and Masters Games Manager (Vicki Kestila) spoke to the report and responded to questions.

Moved (Cr Andrew Whiley/Cr Bill Acklin):

That the Council:

- a) **Notes** the 2024 New Zealand Masters Games Final Report.
- b) **Writes** off the outstanding debt of \$148,364.03(excluding GST) for the 2024 New Zealand Masters Games.
- c) **Agrees** that the Dunedin (New Zealand) Masters Games Trust would collaborate with the Council to ensure the event's future sustainability.

Motion carried (CNL/2024/138)

16 RETAIL QUARTER - NO STOPPING RESTRICTIONS

A report from Transport presented recommendations of the Hearings Committee meeting, held on 10 July 2024 on proposed changes relating to the Retail Quarter only.

The Chair of the Hearings Committee (Cr Jim O'Malley) spoke to the proposed changes and responded to questions.

The General Manager, Climate and City Growth (Scott MacLean) responded to operational questions.

Moved (Cr David Benson-Pope/Cr Jim O'Malley):

That the Council:

- a) **Adopts** the proposed changes to parking and traffic restrictions shown in the Retail Quarter – July 2024 update of the Dunedin City Council's traffic and parking restrictions database ([Webmap - Retail Quarter - July 2024](#))
- b) **Notes** that the Hearings Committee had considered the proposed changes to parking restrictions.

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

Motion carried (CNL/2024/139)

17 LGNZ ANNUAL GENERAL MEETING REMITS

A report from Civic noted that the Local Government New Zealand (LGNZ) 2022 Annual General Meeting (AGM) would be held on 21 - 23 August 2024 in Wellington.

At that meeting, consideration would be given to eight remits that had been submitted by local authorities. The Council needed to determine which (if any) of the remits it wished to support. The DCC delegate would vote on DCC's behalf on each remit.

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

Cr Andrew Whiley left the meeting at 4.59 pm.

Moved (Cr Marie Laufiso/Cr Carmen Houlahan):

That the Council:

- a) **Delegates** to the voting delegate (the Deputy Mayor) the authority to determine the DCC's voting position for the remits submitted to the LGNZ AGM.

Motion carried (CNL/2024/140)

18 AMENDMENT TO STANDING ORDERS - QUORUM

A report from Civic advised that the Local Government Act 2002 had been amended to allow members attending a meeting via audio-visual link, to be counted as part of the quorum of meetings of a local authority.

The report recommended that changes were made to three of Council's Standing Orders, to align the quorum provisions with the changes made to the Act.

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

During discussion Cr Andrew Whiley returned to the meeting at 5.00 pm.

Moved (Mayor Jules Radich/Cr Bill Acklin):

That the Council:

- a) **Approves** amendments to Standing Orders 10.1, 12.8 and 12.9.
- b) **Notes** that the decision required a vote of not less than 75 percent of members present.

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, Brent Weatherall, Andrew Whiley and Mayor Jules Radich (13).

Against: Nil

Abstained: Nil

The division was declared CARRIED by 13 votes to 0

Motion carried (CNL/2024/141)

19 HEARINGS COMMITTEE DELEGATION CHANGE

A report from Civic noted that the current Committee Structure and Delegations Manual included a series of delegations to the Hearings Committee regarding a number of pieces of legislation.

The report sought a change to the delegations under section 198 of the Local Government Act 2002 regarding development contributions, to remove the upper financial limit.

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

Moved (Cr Jim O'Malley/Cr Cherry Lucas):

That the Council:

- a) **Amends** clause 20 of the Hearings Committee delegation to remove the upper dollar limit.
- b) **Updates** the Committee Structure and Delegations Manual 2019 to reflect this change.

Motion carried (CNL/2024/142)

20 GRANTS REVIEW – TERMS OF REFERENCE

A report from Civic sought approval of a draft Terms of Reference for the continuation of the grants review that commenced in 2023.

The Chief Executive Officer (Sandy Graham) and Manahautū – General Manager Policy and Partnerships, (Nicola Morand) spoke to the report and responded to questions.

Moved (Mayor Jules Radich/Cr Bill Acklin):

That the Council:

- a) **Approves** the draft Terms of Reference for the Grants Review.
- b) **Notes** that updates on the review would be as required and to either the Community Services Committee or Council.

Motion carried (CNL/2024/143)

21 GRANTS SUBCOMMITTEE - EXTERNAL REPRESENTATIVES

A report from Civic noted that the Grants Subcommittee had both elected representatives and non-Council appointed members. The term for non-Council appointed members expired on 30 June 2024.

The report sought approval to extend the term of the non-Council representatives through to 30 November 2024 to undertake the Grants review and align with the timeframe for the 9 year plan.

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

Moved (Cr Christine Garey/Cr Bill Acklin):

That the Council:

- a) **Extends** the term of the non-Council representatives to 30 November 2024 noting that the term will be reviewed in line with the grants review.

Motion carried (CNL/2024/144)

22 PROPOSED EVENT ROAD CLOSURES - AUGUST 2024

A report from Transport sought approval for temporary road closure applications relating to the following events:

- a) Graduation Parade
- b) Special Rigs for Special Kids

Moved (Cr David Benson-Pope/Cr Carmen Houlahan):

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 (LGA 1974)):

i) Graduation Parade

Saturday 17 August 2024	11.00am to 11.30am	<ul style="list-style-type: none"> • Great King Street, from Frederick Street to Albany Street (Parade departs from Great King Street at 11.30am)
	11.10am to 11.45am (approx.)	<ul style="list-style-type: none"> • Frederick Street, from Great King Street to George Street • George Street, from Frederick Street to Moray Place

	11.10am to 12.30pm	<ul style="list-style-type: none"> • Moray Place, from George Street to Upper Stuart Street • Filleul Street, from Moray Place to St Andrew Street
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ii) Special Rigs for Special Kids

Sunday 25 August 2024	6.00am to 6.00pm	<ul style="list-style-type: none"> • Midland Street, from Timaru Street to Portsmouth Drive • Otaki Street, from Midland Street to Teviot Street
	From approx. 11.00am for 20 minutes	<ul style="list-style-type: none"> • Teviot Street, from Portsmouth Drive to Timaru Street, to allow the convoy to leave

Motion carried (CNL/2024/145)

Cr Marie Laufiso left the meeting at 5.06 pm.

RESOLUTION TO EXCLUDE THE PUBLIC

Moved (Mayor Jules Radich/Cr Mandy Mayhem):

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 April 2024 - Public Excluded	<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> <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 the local authority to carry out, without prejudice or</p>		

	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).	
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 - July 2024	S7(2)(h) The withholding of the information is necessary to enable the local authority to carry out, without prejudice or	S48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of

	disadvantage, commercial activities.	information for which good reason for withholding exists under section 7.
C4 Dunedin City Holdings Group - Director Appointment and Re-appointment	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.
C5 Update Report	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.	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 and:

That the Council’s Legal Advisors be permitted to remain in the meeting for their advice and knowledge of Item C5 – Update Report.

Motion carried (CNL/2024/146)

The meeting moved into confidential at 5.07 pm and concluded at 5.50 pm.

.....
MAYOR


EXTRAORDINARY COUNCIL MEETING - 19 AUGUST 2024

RECOMMENDATIONS

That the Council:

- a) **Confirms** the public part of the minutes of the Extraordinary Council meeting held on 19 August 2024 as a correct record.

Attachments

	Title	Page
A 	Minutes of Extraordinary Council meeting held on 19 August 2024	34

Council MINUTES

Minutes of an extraordinary meeting of the Dunedin City Council held in the Council Chamber, Dunedin Public Art Gallery, The Octagon, Dunedin on Monday 19 August 2024, commencing at 1.35 pm

PRESENT

Mayor Mayor Jules Radich
Deputy Mayor Cr Cherry Lucas

Members

Cr Bill Acklin	Cr Sophie Barker
Cr Christine Garey	Cr Kevin Gilbert
Cr Carmen Houlahan	Cr Marie Laufiso
Cr Mandy Mayhem	Cr Jim O'Malley
Cr Brent Weatherall	Cr Andrew Whiley

IN ATTENDANCE Sandy Graham (Chief Executive Officer), Jeanette Wikaira (General Manager Arts, Culture and Recreation), Karilyn Canton (Chief In-House Legal Counsel), Paula Dickel (Strategic Property Advisor), Anna Nilsen (Manager Property) and Clare Sullivan (Manager Governance)

Governance Support Officer Lynne Adamson

1 APOLOGIES

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

Accepts the apologies from Crs David Benson-Pope, Lee Vandervis and Steve Walker.

Motion carried (CNL/2024/147)

2 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 Kevin Gilbert):

That the Council:

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

Motion carried (CNL/2024/148)

RESOLUTION TO EXCLUDE THE PUBLIC

Moved (Mayor Jules Radich/Cr Kevin Gilbert):

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 Endowment Property Matter	<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 the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>S7(2)(i) The withholding of the information is necessary to enable the local</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 7.	

authority to carry on,
without prejudice or
disadvantage,
negotiations (including
commercial and
industrial negotiations).

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.

Motion carried (CNL/2024/149)

The meeting moved into confidential at 1.36 pm and concluded at 1.51 pm.

.....
MAYOR

REPORTS

ACTIONS FROM RESOLUTIONS OF COUNCIL MEETINGS

Department: Civic

EXECUTIVE SUMMARY

- 1 The purpose of this report is to show progress on implementing resolutions made at Council meetings.
- 2 As this report is an administrative report only, there are no options or Summary of Considerations.

RECOMMENDATIONS

That the Council:

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

DISCUSSION

- 3 This report also provides an update on resolutions that have been actioned and completed since the last Council meeting. Note that items on the Forward Work Programme are not included in the attached schedules.

NEXT STEPS

- 4 Updates will be provided at future Council meetings.

Signatories

Author:	Lynne Adamson - Governance Support Officer
Authoriser:	Clare Sullivan - Manager Governance

Attachments

	Title	Page
↓A	Public Open Action List	38
↓B	Public Closed Action List	41

9 YEAR PLAN FORWARD WORK PROGRAMME - AUGUST 2024

Department: Civic

EXECUTIVE SUMMARY

- 1 The purpose of this report is to provide a forward work programme for the development of the 9 year plan (Attachment A).
- 2 This report will become a regular agenda item, showing progress and expected timeframes for workshops and decision making on the 9 year plan.
- 3 As this is an administrative report only, there are no options or Summary of Considerations.

RECOMMENDATIONS

That the Council:

- a) **Notes** the updated Council forward work programme as shown in Attachment A.

DISCUSSION

- 4 During the process of developing the 9 year plan, this report will become a regular agenda item.
- 5 The forward work programme at Attachment A shows the areas of work being undertaken, along with an indication of when 9 year plan workshops will be held, and when reports are expected to be presented to council and / or committees. Future forward work programmes will highlight changes made to timeframes, any new items and items that have been completed.
- 6 The forward work programme provides that budget decisions will be made in January 2025. Some items in the work programme indicate that a report will be presented to the January meeting. Not all will have their own report but may be incorporated into an overall report such as the capital budget report.
- 7 Option reports may be presented to Council before the January 2025 meeting, to enable budgets to be prepared for those options in time for the January budget meeting.

NEXT STEPS

- 8 An updated report will be presented to future Council meetings.

Signatories

Author:	Sharon Bodeker - Special Projects Manager
Authoriser:	Sandy Graham - Chief Executive Officer

Attachments

	Title	Page
↓A	9 year plan Forward Work Programme	51

SUBMISSION ON THE REDESIGN OF THE VOCATIONAL EDUCATION AND TRAINING SYSTEM

Department: Corporate Policy and Enterprise Dunedin

EXECUTIVE SUMMARY

- 1 This report seeks approval of a draft Dunedin City Council (DCC) submission to the Ministry of Education (MoE) and the Tertiary Education Commission (TEC)'s consultation on proposals for redesigning New Zealand's vocational education and training system (the consultation). The draft DCC submission is attached as Attachment A.
- 2 Proposals in the consultation will have a direct effect on the Otago Polytechnic Te Kura Matatini Ki Otago (Otago Polytechnic), which is currently a business unit of Te Pūkenga – New Zealand Institute of Skills and Technology.
- 3 Te Pūkenga came into effect on 1 April 2020 when New Zealand's sixteen Institutes of Technology and Polytechnics (ITPs) were merged to form the new organisation, which is New Zealand's largest vocational education provider.
- 4 This consultation proposes options to reform the vocational education system which will effectively disestablish Te Pūkenga.
- 5 This consultation closes on 12 September 2024.
- 6 The DCC's submission focuses on supporting the Otago Polytechnic's wish to be a standalone ITP, which was its status before 2020.

RECOMMENDATIONS

That the Council:

- a) **Approves** the DCC submission, with any amendments, on the "Redesign of the vocational education and training system"
- b) **Authorises** the Chief Executive Officer to make any minor editorial amendments to the submission.

BACKGROUND

- 7 The consultation is structured around three proposals:-

- Missed opportunity to demonstrate the DCC’s support for the value of quality education and training delivered at a local level.

NEXT STEPS

10 If the submission is approved staff will submit it, with any amendments, to the Ministry of Education by 12 August 2024.

Signatories

Author:	Danielle Tolson - Policy Analyst Antony Deaker - Economic Development Team Leader
Authoriser:	John Christie - Manager Enterprise Dunedin Nicola Morand - Manahautū (General Manager Māori Partnerships and Policy)

Attachments

	Title	Page
↓A	Consultation document- Redesign of the Vocational Education and Training System	61
↓B	Draft submission on the Redesign of the vocational education and training system	93

SUMMARY OF CONSIDERATIONS

Fit with purpose of Local Government

This decision promotes the social, economic, and cultural well-being of communities in the present and for the future.

Fit with strategic framework

	Contributes	Detracts	Not applicable
Social Wellbeing Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Economic Development Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Environment Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Arts and Culture Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
3 Waters Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Future Development Strategy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Integrated Transport Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Parks and Recreation Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Other strategic projects/policies/plans	✓	<input type="checkbox"/>	<input type="checkbox"/>

Te Take Haruru —Māori Strategic Framework, Study Dunedin Future Focus Plan.

Māori Impact Statement

The DCC submissions aligns with Te Take Haruru —Māori Strategic Framework principles of Auora, Autaketake, and Autakata in terms of economic wellbeing, and with the principle of Autūroa in regard to economic and social wellbeing.

Māori learners. There are no proposals in the consultation which offer support for Māori learners in other ways, and this is noted in the DCC submission.

Sustainability

There are no implications for sustainability.

LTP/Annual Plan / Financial Strategy /Infrastructure Strategy

There are no implications for Levels of Service, Annual and Long Term Plans.

Financial considerations

There are no financial implications.

Significance

This decision is considered low in terms of the Council’s Significance and Engagement Policy.

Engagement – external

There has been external engagement with the Otago Polytechnic business unit of Te Pūkenga.

Engagement - internal

This submission has been prepared by the Corporate Policy and Enterprise Dunedin teams.

Risks: Legal / Health and Safety etc.

There are no identified risks.

SUMMARY OF CONSIDERATIONS

Conflict of Interest

There is no conflict of interest.

Community Boards

There are no implications for Community Boards.

ZERO CARBON PLAN ADVISORY PANEL - DRAFT TERMS OF REFERENCE

Department: Sustainability Group

EXECUTIVE SUMMARY

- 1 This report presents the draft Terms of Reference (ToR) for the Zero Carbon Plan Advisory Panel.
- 2 Council adopted proposed amendments to the wording and template in relation to Councillor Advisory Panels in the Committee Structure and Delegations Manual.
- 3 An Advisory Panel is to be established for the Zero Carbon Plan implementation.
- 4 Attachment A sets out a draft ToR for the Zero Carbon Plan Advisory Panel (the Advisory Panel).

RECOMMENDATIONS

That the Council:

- a) **Adopts**, with or without amendments, the Zero Carbon Plan Advisory Panel Terms of Reference.

BACKGROUND

- 5 At its meeting of 19 June 2024, the Strategy, Planning and Engagement Committee (The Committee) considered a proposed governance approach to strategies, plans and programmes of work with the following resolution:

Moved (Cr Sophie Barker/Matapura Ellison):

That the Committee:

- a) **Approves** the proposed governance approach.

Motion carried (SPECC/2024/001) with Cr Vandervis recording his vote against

Moved (Cr Sophie Barker/Cr Kevin Gilbert):

That the Committee:

- 9 The draft ToR proposes that the Advisory Panel will have the power to co-opt additional members if required.
- 10 It is proposed the Advisory Panel will meet twice annually and will be supported by senior staff as outlined in the draft ToR.
- 11 Progress reporting on the implementation of the Zero Carbon Plan will be through the Strategy, Planning and Engagement Committee or Council.

OPTIONS

- 12 Two options are presented.

Option One – Adopt the Draft Zero Carbon Plan Advisory Panel Terms of Reference – Recommended Option

- 13 Council adopts the draft ToR for the Zero Carbon Plan Advisory Panel, with any amendments.

Advantages

- Enables Advisory Panel members to have oversight of Zero Carbon Plan implementation.

Disadvantages

- There are no disadvantages identified.

Option Two – Do Not Adopt the Draft Zero Carbon Plan Advisory Panel Terms of Reference – Status Quo

- 14 Council does not adopt the draft ToR for the Zero Carbon Plan Advisory Panel. Any reporting on Plan implementation is direct to the SPEC or Council.

Advantages

- There are no advantages identified.

Disadvantages

- Does not enable Councillors to have governance oversight of the Zero Carbon Plan implementation.

NEXT STEPS

- 15 Should Council adopt the draft ToR, the Advisory Panel will be established, and the first meeting scheduled.

Signatories

Author:	Florence Reynolds - Acting Manager - Zero Carbon Jinty MacTavish - Principal Policy Advisor Sustainability
Authoriser:	Scott MacLean - General Manager, Climate and City Growth

Attachments

	Title	Page
↓A	Zero Carbon Plan Panel draft ToR	101

SUMMARY OF CONSIDERATIONS

Fit with purpose of Local Government

This decision promotes the environmental well-being of communities in the present and for the future.

Fit with strategic framework

	Contributes	Detracts	Not applicable
Social Wellbeing Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Economic Development Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Environment Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Arts and Culture Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
3 Waters Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Spatial Plan	✓	<input type="checkbox"/>	<input type="checkbox"/>
Integrated Transport Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Parks and Recreation Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Other strategic projects/policies/plans	✓	<input type="checkbox"/>	<input type="checkbox"/>

Elements of the Plan have been assessed as directly contributing to the goals of all strategies and the DCC's Emissions Management and Reduction Plan.

Māori Impact Statement

A critical Treaty of Waitangi analysis was prepared previously as part of the Zero Carbon work programme. This indicated that, in general, taking action on climate change is aligned with Treaty of Waitangi obligations because a wide range of taonga are at risk from climate change. Individual Implementation Plan projects will need to consider the Māori Strategic Framework and incorporate mana whenua and mātāwaka inputs during planning and delivery.

Sustainability

Actions and targets in the Zero Carbon Plan contribute towards sustainability. Increased governance oversight will ensure appropriate progress is made towards the targets in the Zero Carbon Plan.

LTP/Annual Plan / Financial Strategy /Infrastructure Strategy

There are no budget implications in relation to the establishment of the Zero Carbon Advisory Panel.

Financial considerations

There are no additional costs for the recommended option.

Significance

This decision is considered low significance as it relates to an existing Plan adopted by Council.

Engagement – external

Substantial external engagement was undertaken during development of the Zero Carbon Plan.

Engagement - internal

Substantial internal engagement was undertaken in Zero Carbon Plan and Implementation Plan development.

Risks: Legal / Health and Safety etc.

No risks have been identified in the establishment of the Zero Carbon Advisory Panel.

SUMMARY OF CONSIDERATIONS

Conflict of Interest

No conflict of interest has been identified.

Community Boards

A workshop involving members of all community boards was held to inform Zero Carbon Plan development. No engagement has been undertaken with Community Boards on the establishment of the Zero Carbon Advisory Panel.

- 5 Section 7 of the Act allows the Council to exempt a small Council Controlled Organisation that does not trade. The effect is that for the period of the exemption it is not in fact a Council Controlled Organisation for the purposes of the Act. The period of the exemption can only last for three years and the current exemption is due to expire.

DISCUSSION

- 6 Council is required to take into account the following matters:
- a) The nature and scope of the activities provided by the companies; and
 - b) The costs and benefits, if an exemption is granted, to the Council, the companies and the community.
- 7 As the shelf companies are not undertaking any activities, if the exemption was not approved there would be additional administrative costs associated with the companies. It is therefore recommended that Council grant the exemption.

OPTIONS

- 8 There are no options.

NEXT STEPS

- 9 The exemptions will be reconfirmed in 2027.

Signatories

Author:	Sharon Bodeker - Special Projects Manager
Authoriser:	Sandy Graham - Chief Executive Officer

Attachments

There are no attachments for this report.

PROPOSED EVENT ROAD CLOSURES

Department: Transport

EXECUTIVE SUMMARY

- 1 The DCC has received temporary road closure applications relating to the following events:
 - a) Graduation Parade
 - b) Motorsport Hillclimb
- 2 This report recommends that Council approves the temporary closure of the affected roads.

RECOMMENDATIONS

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 (LGA 1974)):

i) Graduation Parade

Friday 13 September 2024	10.30am to 11.00am	<ul style="list-style-type: none"> Great King Street, from Frederick Street to Albany Street (Parade departs from Great King Street at 11.00am)
	10.40am to 11.30am (approx.)	<ul style="list-style-type: none"> Frederick Street, from Great King Street to George Street George Street, from Frederick Street to Moray Place
	10.40am to 12.00pm	<ul style="list-style-type: none"> Moray Place, from George Street to Upper Stuart Street Filleul Street, from Moray Place to St Andrew Street

ii) Motorsport Hillclimb

Saturday 16 November 2024	7.30am to 6.00pm	<ul style="list-style-type: none"> Flagstaff-Whare Flat Road, from Rollinsons Road to Longridge Road
Sunday 17 November 2024	7.30am to 6.00pm	<ul style="list-style-type: none"> Three Mile Hill Road, from Halfway Bush Road to Silverstream Valley Road

BACKGROUND

- 3 Council's Dunedin Festival and Events Plan supports the goal of a successful city with a diverse, innovative, and productive economy and a hub for skill and talent.
- 4 The areas proposed to be used for these events are legal roads and can therefore be temporarily closed to normal traffic if statutory temporary road closure procedures are followed. The procedures are set out in Section 319 of the LGA 1974 and give Council the power to stop or close any road (or part of a road) within the parameters of Section 342 and Schedule 10 of the LGA 1974 (Schedule 10 is included as Attachment A).
- 5 These procedures include:
 - Consultation with the New Zealand Transport Authority Waka Kotahi and the Police.
 - Public notice being given of the proposal to close any road (or part of a road), and public notice of a decision to close the road.
 - Council being satisfied that traffic is not likely to be unreasonably impeded.
- 6 A resolution of Council is required where a proposal to temporarily close a road relates to public functions.
- 7 Council is required to give public notice of its decision. This notice will be published after this meeting and prior to the event, if approved.

DISCUSSION

Consultation and Notification

- 8 The Police and the New Zealand Transport Authority Waka Kotahi have no objections to the proposed road closures.
- 9 On Saturday 20 July 2024, the proposed temporary road closures were advertised in the Otago Daily Times (Attachment B) with a deadline for feedback.
- 10 The event organisers contacted those considered affected prior to submitting their application, and no objections were received.
- 11 Schedule 10 clause 11(e) states a road cannot be closed more than 31 days in the aggregate in any one year. This limit will not be exceeded by the approval of the proposed temporary road closures.

Traffic Impacts

- 12 The event locations of these events have had identical road closures for the same, or similar event(s) in prior years without causing unreasonable delays to the travelling public.
- 13 Emergency services and public transport services will be managed through the temporary traffic management process.
- 14 The Temporary Traffic Management Plan process ensures that other issues such as temporary relocation of certain parking (e.g. taxi, mobility and Authorised Vehicles Only) are managed.

OPTIONS

15 Note any amendment to this report’s recommendations cannot be implemented without further consultation with the affected parties, New Zealand Transport Agency Waka Kotahi, the Police, and verifying that traffic impacts are acceptable.

Option One – Recommended Option

16 That the Council closes the sections of road as recommended in this report.

Advantages

- Roads can be closed, and the event will be able to proceed.
- The closures will assist in realising the economic, social, and cultural benefits associated with the events.

Disadvantages

- There will be temporary loss of vehicular access through the closed areas. However, there are detours available, and safety can be assured using temporary traffic management.

Option Two – Status Quo

17 That the Council decides not to close the roads in question.

Advantages

- There would be no detour required for the travelling public, and the roads would be able to be used as normal.

Disadvantages

- The events would not be able to go ahead, and the benefits of the events would be lost.

NEXT STEPS

18 Should the resolution be made to temporarily close the roads, Council staff will accept the temporary traffic management plans that have been received for the events and notify the public of the closures.

Signatories

Authoriser:	Jeanine Benson - Group Manager Transport Scott MacLean - General Manager, Climate and City Growth
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Attachments

	Title	Page
↓A	Local Government Act 1974, Schedule 10	108
↓B	ODT Advert - 20 July 2024	113

SUMMARY OF CONSIDERATIONS

Fit with purpose of Local Government

This decision promotes the social well-being of communities in the present and for the future.

Fit with strategic framework

	Contributes	Detracts	Not applicable
Social Wellbeing Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Economic Development Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
Environment Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Arts and Culture Strategy	✓	<input type="checkbox"/>	<input type="checkbox"/>
3 Waters Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Spatial Plan	<input type="checkbox"/>	<input type="checkbox"/>	✓
Integrated Transport Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Parks and Recreation Strategy	<input type="checkbox"/>	<input type="checkbox"/>	✓
Other strategic projects/policies/plans	✓	<input type="checkbox"/>	<input type="checkbox"/>

Events contribute to the Strategic Framework. Events contribute to the Economic Development Strategy, the Social Wellbeing Strategy. There is a Festival and Events Plan 2018-2023.

Māori Impact Statement

Mana whenua have not been directly engaged with in relation to these road closures.

Sustainability

There are no implications for sustainability.

LTP/Annual Plan / Financial Strategy /Infrastructure Strategy

There are no implications, as the decision is a regulatory one and there are no direct costs to Council.

Financial considerations

There are no financial implications. The cost of the proposed road closure is not a cost to Council.

Significance

This decision is considered low in terms of the Council’s Significance and Engagement Policy.

Engagement – external

There has been external engagement (as required by the LGA 1974), with the Police and New Zealand Transport Agency Waka Kotahi. Affected parties were notified and provided a time period for feedback.

Engagement - internal

There has been engagement with DCC Events and Transport. There is support for the events to proceed.

Risks: Legal / Health and Safety etc.

There are no identified risks should the recommended resolution be made.

Conflict of Interest

There are no known conflicts of interest.

Community Boards

There are no implications for Community Boards.

NOTICE OF MOTION

NOTICE OF MOTION - POSSIBLE UNITARY AUTHORITY FOR OTAGO

EXECUTIVE SUMMARY

- 1 In accordance with Standing Order 26.1, the following Notice of Motion has been received from Cr Kevin Gilbert for inclusion on the agenda for the meeting being held on Tuesday, 27 August 2024:

RECOMMENDATIONS

That the Council:

- a) **Receives** the Notice of Motion.

Attachments

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RESOLUTION TO EXCLUDE THE PUBLIC

That the Council excludes the public from the following part of the proceedings of this meeting (pursuant to the provisions of the Local Government Official Information and Meetings Act 1987) 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 Confirmation of the Confidential Minutes of Ordinary Council meeting - 31 July 2024 - Public Excluded	<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> <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 the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>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).</p>	.	

<p>C2 Confirmation of the Confidential Minutes of Extraordinary Council meeting - 19 August 2024 - Public Excluded</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 the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <p>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).</p>	<p>.</p>	
<p>C3 Confidential Council Actions from Resolutions at Council Meetings</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> <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 the local authority to</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 7.</p>	

	<p>carry out, without prejudice or disadvantage, commercial activities.</p> <p>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).</p>		
C4 Confidential Council Forward Work Programme - July 2024	<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 exists under section 7.</p>	
C5 Terms of Reference - Dunedin City Holdings Limited Review	<p>s48(1)(d) Check to make report confidential.</p>	<p>s48(1)(d) The exclusion of the public from the part of the meeting is necessary to enable the local authority to deliberate in private on its decision or recommendation.</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>
C6 Appointment to Otago Museum Trust Board	<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>	<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 7.</p>	

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.