

## 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 Tuesday 27 August 2024, commencing at 10.00 am

### PRESENT

<b>Mayor</b>	Mayor Jules Radich	
<b>Deputy Mayor</b>	Cr Cherry Lucas	
<b>Members</b>	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 Brent Weatherall	Cr Andrew Whiley

### IN ATTENDANCE

Sandy Graham (Chief Executive Officer), Robert West (General Manager Corporate Services), Carolyn Allan (Chief Financial Officer), Scott MacLean (General Manager Climate and City Growth), David Ward (General Manager 3 Waters and Transition), Nicola Morand (Manahautū - General Manager Policy and Partnerships), Paul Henderson (Acting General Manager Customer and Regulatory), Antony Deaker (Economic Development Team Leader) and Florence Reynolds (Acting Manager – Zero Carbon)

**Governance Support Officer** Lynne Adamson

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### 1 OPENING

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

### 2 PUBLIC FORUM

One group attended the public forum.

#### 2.1 Celebration of Festival “Raksha Bandhan”

Dinesh Pahuja (HSS National Public Relations Officer) spoke on the Festival of Raksha Bandhan.

Cr Carmen Houlahan entered the meeting at 10.04 am.

Mr Pahuja responded to questions.

Cr Bill Acklin entered the meeting at 10.14 am.

Members of the Hindu Swayamsevak Sangh tied handmade rakhis (bracelets) in celebration of the Festival of Raksha Bandhan on the wrists of Councillors.

### 3 APOLOGIES

Moved (Mayor Jules Radich/Cr Cherry Lucas):

That the Council:

**Accepts** the apology from Cr Steve Walker.

**Motion carried (CNL/2024/147)**

### 4 CONFIRMATION OF AGENDA

Moved (Cr Carmen Houlahan/Cr Cherry Lucas):

That the Council:

**Confirms** the agenda with the following alteration:

- That item S2 Proposed 2024/25 Zero Carbon Implementation Plan on the supplementary agenda be taken before Item 12 – Non-Trading Council Controlled Organisations – Application for Exemption.

**Motion carried (CNL/2024/148)**

### 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 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/2024/149)**

## 6 CONFIRMATION OF MINUTES

### 6.1 ORDINARY COUNCIL MEETING - 31 JULY 2024

Moved (Mayor Jules Radich/Cr Mandy Mayhem):

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.

**Motion carried (CNL/2024/150)**

### 6.2 EXTRAORDINARY COUNCIL MEETING - 19 AUGUST 2024

Moved (Mayor Jules Radich/Cr Cherry Lucas):

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.

**Motion carried (CNL/2024/151)**

## REPORTS

### 7 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 Jules Radich/Cr Cherry Lucas):

That the Council:

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

**Motion carried (CNL/2024/152)**

### 8 FORWARD WORK PROGRAMME FOR COUNCIL - AUGUST 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 Kevin Gilbert):

That the Council:

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

**Motion carried (CNL/2024/153)**

## 9 9 YEAR PLAN FORWARD WORK PROGRAMME - AUGUST 2024

A report from Civic provided an update on the forward work programme for the development of the 9 year plan.

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

Moved (Mayor Jules Radich/Cr Kevin Gilbert):

That the Council:

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

**Motion carried (CNL/2024/154)**

## 10 SUBMISSION ON THE REDESIGN OF THE VOCATIONAL EDUCATION AND TRAINING SYSTEM

A report from Corporate Policy and Enterprise Dunedin sought approval of a draft 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 Manahautū (General Manager Māori Partnerships and Policy) (Nicola Morand) and Economic Development Team Leader (Antony Deaker) spoke to the report and responded to questions.

Moved (Cr Andrew Whiley/Mayor Jules Radich):

That the Council:

- a) **Approves** the DCC submission 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.

**Motion carried (CNL/2024/155)**

## 11 ZERO CARBON PLAN ADVISORY PANEL - DRAFT TERMS OF REFERENCE

A report from the Sustainability Group presented the draft Terms of Reference (ToR) for the Zero Carbon Plan Advisory Panel for adoption.

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

Moved Cr Marie Laufiso/Cr Christine Garey):

That the Council:

**Adjourns** the meeting for five minutes.

**Motion carried**

The meeting adjourned at 11.01 am and reconvened at 11.06 am.

Cr Mandy Mayhem entered the meeting at 11.07 am.

Moved (Cr Cherry Lucas/Cr Sophie Barker):

That the Council:

- a) **Adopts** the Zero Carbon Plan Advisory Panel Terms of Reference with agreed amendments to the frequency of reporting and meetings and membership.

**Motion carried (CNL/2024/156)** with Cr David Benson-Pope recording his vote against

## **S2 PROPOSED 2024/25 ZERO CARBON IMPLEMENTATION PLAN**

A report from the Sustainability Group presented the 2024/25 Zero Carbon Implementation plan.

The General Manager, Climate and City Growth (Scott MacLean) and Acting Manager Zero Carbon (Florence Reynolds) spoke to the report and responded to questions on the 2024/25 Zero Carbon Implementation Plan.

Moved (Cr Sophie Barker/Cr Cherry Lucas):

That the Council:

- a) **Notes** the proposed 2024/25 Zero Carbon Implementation Plan.

**Motion carried (CNL/2024/157)**

Moved (Cr Sophie Barker/Cr Cherry Lucas):

That the Council:

- b) **Refers** the proposed 2024/25 Zero Carbon Implementation Plan to the Zero Carbon Advisory Panel to refine the implementation plan for approval by Council before 31 October 2024.

**Motion carried (CNL/2024/158)**

Moved (Cr Sophie Barker/Cr Cherry Lucas):

That the Council:

- c) **Requests** that the Zero Carbon Alliance invites Business South to become a member of the Zero Carbon Advisory Panel.

**Motion carried (CNL/2024/159)** with Cr Laufiso recording her vote against

## 12 NON-TRADING COUNCIL CONTROLLED ORGANISATIONS - APPLICATION FOR EXEMPTION

A report from Civic sought an exemption for non-trading Council Controlled Organisations from the requirement to fulfil reporting and other requirements imposed by the Local Government Act 2002.

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) **Grants** an exemption under section 7 of the Local Government Act 2002 to each of the companies named below, whilst they are not being used for any trading:
  - i) Tourism Dunedin Limited;
  - ii) Dunedin Events Limited;
  - iii) Dunedin Visitor Centre Limited;
  - iv) Otago Power Limited; and
  - v) Lakes Contract Services Limited.

**Motion carried (CNL/2024/160)**

## 13 PROPOSED EVENT ROAD CLOSURES

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

- a) Graduation Parade
- b) Motorsport Hillclimb

Moved (Cr Andrew Whiley/Cr Lee Vandervis):

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"><li>Great King Street, from Frederick Street to Albany Street (Parade departs from Great King Street at 11.00am)</li></ul>
	10.40am to 11.30am (approx.)	<ul style="list-style-type: none"><li>Frederick Street, from Great King Street to George Street</li><li>George Street, from Frederick Street to Moray Place</li></ul>

	10.40am to 12.00pm	<ul style="list-style-type: none"> <li>• Moray Place, from George Street to Upper Stuart Street</li> <li>• Filleul Street, from Moray Place to St Andrew Street</li> </ul>
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ii) **Motorsport Hillclimb**

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

**Motion carried (CNL/2024/161)**

**14 NOTICE OF MOTION - POSSIBLE UNITARY AUTHORITY FOR OTAGO**

In accordance with Standing Order 26.1, a Notice of Motion was received from Cr Kevin Gilbert. During discussion Cr Carmen Houlahan left the meeting at 12.30 pm and returned at 12.33 pm.

Moved (Cr Kevin Gilbert/Cr Cherry Lucas):

That the Council:

- a) **Requests** a high-level staff report on options for progressing discussions about a possible unitary authority for Otago.
- b) **Notes** these options include but are not limited to establishment of Joint Committee to progress the discussion of a Local Government Act 2002 17A review.
- c) **Notes** that on receipt of the report, Council may need to consider resourcing requirements to progress the preferred option.
- d) **Requests** the report by December 2024.

**Division**

The Council voted by division

For: Crs Bill Acklin, Sophie Barker, Kevin Gilbert, Cherry Lucas, Mandy Mayhem, Jim O'Malley, Lee Vandervis, Brent Weatherall, Andrew Whiley and Mayor Jules Radich (10).

Against: Crs David Benson-Pope, Christine Garey, Carmen Houlahan and Marie Laufiso (4).

Abstained: Nil

The division was declared CARRIED by 10 votes to 4

**Motion carried (CNL/2024/162)**

## RESOLUTION TO EXCLUDE THE PUBLIC

Moved (Mayor Jules Radich/Cr Cherry Lucas):

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 - 31 July 2024 - 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.		
C2 Extraordinary Council meeting - 19 August 2024 - Public Excluded	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)(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 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).

C4 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 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.	
C5 Terms of Reference - Dunedin City Holdings Limited Review	s48(1)(d) Check to make report confidential.	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.	S7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person..
C6 Appointment to Otago Museum Trust Board	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.	

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/2024/163)**

Moved (Mayor Jules Radich/Cr Kevin Gilbert):

That the Council:

**Adjourns** the meeting for five minutes to enable media to leave.

**Motion carried**

The meeting moved into confidential at 1.02 pm and concluded at 1.45 pm.

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MAYOR