

From: Grace Ockwell
To: [REDACTED]
Cc: [Kristy Rusher](#); [Sandy Graham](#)
Subject: FW: DCC LGOIMA official information request - Community Trust (DCT)/ Dunedin City Council / Chorus; Octagon Free WiFi
Date: Friday, 13 November 2015 08:59:43 a.m.
Attachments: [image002.png](#)
[image003.jpg](#)
[image004.jpg](#)
[image005.jpg](#)
[image006.png](#)

Dear Elizabeth,

I refer to my email of 3 November 2015 in which I advised I would provide a detailed breakdown of the estimated cost to provide a response to your request about the Octagon Wi-fi. We also advised that we have exceeded three hours to this point, but will make one further hour available at no charge.

We are happy to make information available to you, but our suggestion is that we use this hour to provide you with up to ten agenda/ minutes from the period July 2015 – October 2015.

If you wish to pick other material we advise:

The agendas cover the following dates in 2015: 9 March, 16 March, 23 March, 13 April, 18 May, 2 June, 8 June, 15 June, 6 July, 20 July, 27 July, 10 August, 17 August, 24 August, 31 August, 7 September, 14 September and 21 September and 5 October.

The minutes cover the following dates in 2015: 9 March, 13 April, 20 April, 28 April, 18 May, 8 June, 15 June, 6 July, 20 July, 27 July, 10 August, 17 August, 24 August, 31 August, 7 September, 14 September, 21 September and 5 October.

A further 80 documents in the DCC Electronic Database, and (to date) 459 emails fall within the ambit of your request.

Please would you advise me which option you want to proceed with and feel free to give me a call if that would help in identifying information of most interest to you.

Yours sincerely,

Grace Ockwell
Governance Support Officer
Civic and Legal

Dunedin City Council
50 The Octagon, Dunedin; P O Box 5045, Moray Place, Dunedin 9058, New Zealand
Telephone: 03 477 4000
Email: grace.ockwell@dcc.govt.nz



 Please consider the environment before printing this e-mail

From: Elizabeth Kerr [REDACTED]
Sent: Tuesday, 3 November 2015 3:56 p.m.
To: Grace Ockwell
Cc: Kristy Rusher; Sandy Graham; editor@odt.co.nz; Sue Bidrose
Subject: RE: DCC LGOIMA official information request - Community Trust (DCT)/ Dunedin City Council / Chorus; Octagon Free WiFi

Dear Grace

Reference No: **519310**

Your reply is acknowledged.

I look forward to your next week's communication on estimated costs in completing my official information request.

Notwithstanding, the 20 working day limit for DCC response has been exceeded.

Kind regards

Elizabeth Kerr
[REDACTED]
[REDACTED]
[REDACTED]

Sent from [Mail](#) for Windows 10

From: Grace Ockwell
Sent: Tuesday, 3 November 2015 3:42 p.m.
To: [REDACTED]

Cc: Kristy Rusher; Sandy Graham

Subject: RE: DCC LGOIMA official information request - Community Trust (DCT)/ Dunedin City Council / Chorus; Octagon Free WiFi

Dear Elizabeth,

Thank you also for your email of 1 November 2015 enquiring as to progress with responding to your request and your email of today.

Your request has been considered under the provisions of the Local Government Official Information and Meetings Act 1987 (LGOIMA) and the following response is provided.

In researching and collating a response to your request 24 sets of agendas (including associated reports) and minutes have been located. 459 emails also fall within the ambit of your request.

In order to use the research time wisely, we have not yet considered whether any of the information collated would need to be redacted.

We have exceeded three hours to this point, however we can make one further hour available at no charge. We will be in touch with you next week with a detailed breakdown of the estimated costs in completing your request and to prioritise what information you wish to receive.

Kind regards,

Grace Ockwell
Governance Support Officer
Civic and Legal

Dunedin City Council
50 The Octagon, Dunedin; P O Box 5045, Moray Place, Dunedin 9058, New Zealand
Telephone: 03 477 4000
Email: grace.ockwell@dcc.govt.nz



 Please consider the environment before printing this e-mail

From: Elizabeth Kerr [REDACTED]

Sent: Monday, 2 November 2015 10:41 p.m.

To: Sandy Graham; DCC LGOIMA Information Request

Cc: Sue Bidrose; Kristy Rusher; Grace Ockwell; Elizabeth Kerr; editor@odt.co.nz

Subject: RE: DCC LGOIMA official information request - Community Trust (DCT) / Dunedin City Council / Chorus; Octagon Free WiFi

Dear Sandy

Reference No: **519310**

RE Digital Community Trust (DCT) / Dunedin City Council / Chorus minutes, agendas and reports relating to **Gigatown**, for the period 1 November 2014 to the present. DCC communications re Octagon Free WiFi.

Following the lack of DCC reply to my email of 1 November 2015, the matter will be forwarded as a formal complaint to the Ombudsman. The 20 working day limit for DCC response has been exceeded.

Kind regards

Elizabeth Kerr
[REDACTED]
[REDACTED]
[REDACTED]

Sent from [Mail](#) for Windows 10

From: Elizabeth Kerr

Sent: Sunday, 1 November 2015 1:32 a.m.

To: Sandy Graham; DCC LGOIMA Information Request

Cc: Sue Bidrose; Kristy Rusher; Grace Ockwell

Subject: RE: DCC LGOIMA official information request

Dear Sandy

Reference No: **519310**

There has been no further exchange in regards to my Official Information Request since my email dated Saturday, 26 September 2015 at 8:51 p.m.

The 20 working day period for DCC reply is well exceeded.

Please advise reason(s) for this breach of requirement (LGOIMA), given correspondence below.

Kind regards

Elizabeth Kerr

[REDACTED]
[REDACTED]
[REDACTED]

Sent from [Mail](#) for Windows 10

From: Elizabeth Kerr

Sent: Saturday, 26 September 2015 8:51 p.m.

To: Sandy Graham; DCC LGOIMA Information Request

Cc: Sue Bidrose; Kristy Rusher; Grace Ockwell

Subject: RE: DCC LGOIMA official information request

Dear Sandy

Reference No: **519310**

Thanks for your phone call (24.9.15) and our brief discussion, and your interim response below.

Apologies it has taken until the weekend to look at how best to prioritise bullet points of my information request (dated 19.9.15) for 3 hours' free search.

Here is my considered reply:

1. I request copy of all Digital Community Trust (DCT) / Dunedin City Council / Chorus minutes, agendas and reports relating to **Gigatown**, for the period 1 November 2014 to the present.
I note DCT has made the statement that they're "open, transparent and accountable to the community" – as such, a significant amount of DCC search isn't expected or required. Given their claim, and since DCT appears not to have published these, it would be inequitable for DCC to charge for this information.

*[Leadership] "The Digital Community Trust will lead the governance of Gigatown and will be accountable to the community, and its decisions will be transparent to stakeholders, the wider community, and other cities throughout NZ (see appendix for trustees of the Trust)."
https://www.chorus.co.nz/file/65245/Gigatown-Dunedin---Plan-for-Success_FINAL.pdf

2. I request all copy of DCC communications re Octagon Free WiFi.

1. and 2. above should fall within the 3 hours of search time. If however you estimate the work going above 3 hours' free search, please provide full itemisation of costs as per DCC policy; the estimate to be received in writing, electronically.

I welcome the information by electronic copy (not photocopy).

Kind regards, Elizabeth

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Elizabeth Kerr

[REDACTED]
[REDACTED]
[REDACTED]

From: Sandy Graham
Sent: Friday, 25 September 2015 12:39 p.m.
To: Elizabeth Kerr; DCC LGOIMA Information Request
Cc: Sue Bidrose; Kristy Rusher; Grace Ockwell
Subject: RE: DCC LGOIMA official information request

Dear Elizabeth

Thank you for your time on the phone yesterday. Following our conversation here is the information I said I would send today.

You specifically asked as follows:

What I am seeking here given my bullet points above, is:

Who authorised the upgrade of Octagon Free WiFi to gigabit and when, how much did that cost and which parties paid which amounts?

As discussed here is the information relating to the WiFi in the Octagon. Overall responsibility for this area sits with me. The budget had been increased to allow for an upgrade of the Octagon free WiFi. I approved the upgrade. The budgets are as follows:

2014/15

The 2014/15 approved budget for Octagon WiFi was \$8,000.00. The actual costs for Octagon WiFi were \$6,845.00

2015/16

The budget was increased in the LTP for 2015/16 to \$52,000.00 to allow for the installation, cost and maintenance of upgrading to GIG enabled WiFi connectivity. This work has now been completed and the total cost to upgrade the existing Octagon WiFi hardware and infrastructure was \$11,054.25. Chorus have donated \$10,000 to offset the cost of installation. The first monthly invoice for service provision of GIG WiFi was received a few days ago totalling \$1,519.25. The ongoing monthly costs will continue to be met by the DCC out of the budget of \$52,000.

The upgrade was completed at the end of August and has been in testing since then. My understanding is that it is now fully functional but I haven't had an opportunity to log on yet so I can't confirm that.

As to the other bullet points in your email, we discussed yesterday the work required to answer the request as it currently stands. I advised that we provide three hours free of charge but time spent in excess of that can be charged for in line with our charging policy. We discussed your possibly refining the request and prioritising which information you would like us to focus on. You were going to consider that.

I have yet to hear back from you and it would be helpful if you could respond so we can progress the request.

Regards
Sandy

From: Elizabeth Kerr [REDACTED]
Sent: Saturday, 19 September 2015 4:51 p.m.
To: DCC LGOIMA Information Request; Grace Ockwell
Cc: Elizabeth Kerr; Sandy Graham; Sue Bidrose; Kristy Rusher
Subject: DCC LGOIMA official information request

Dear All

The following official information request has been submitted via the DCC website portal at <http://www.dunedin.govt.nz/your-council/official-information>

Reference No: **519310**

Preferring use of the email address officialinformation@dcc.govt.nz that Sandy kindly supplied over the DCC website online form, please note that I am requesting the following official information (LGOIMA):

- Copy of all agendas, minutes and reports of meetings between DCC Staff and/or Digital Community Trust staff (DCT) and Chorus, for the period November 2014 to the present.
- Copy of all communications between DCC Staff and Chorus with relation to the Octagon free Wifi upgrade in the same period (November 2014 to the present).
- Copy of all consents granted by DCC for any properties in the Octagon that it owns for the purpose of installation of Ultra-Fast Broadband and the amounts of any landlord/owner contribution to installation costs made.
- Copy of all amounts paid to Unifone NZ Ltd for the purpose of upgrading infrastructure for Octagon Free WiFi project (copies of invoices).

- Copy of minutes and or DCC Staff notes of all meetings between DCC Staff and any representatives of Unifone NZ Ltd relating to the Octagon Free WiFi project.
- Copy of all contract documents relating to the Octagon Free WiFi project in the period January 2009 to the present; and copies of invoices paid.

It is my understanding that Digital Community Trust (DCT) is subject to LGOIMA requests in the same way that Carisbrook Stadium Charitable Trust is. I refer you to the letter dated 14.2.12 from then Chief Executive Paul Orders to Bev Butler, publicly available via <https://dunedin stadium.files.wordpress.com/2014/03/bev-butler-re-legal-opinions-14-feb-2012.pdf> [What if? Dunedin website].

What I am seeking here given my bullet points above, is:

Who authorised the upgrade of Octagon Free WiFi to gigabit and when, how much did that cost and which parties paid which amounts?

Thanks, I look forward to your prompt response in electronic format.

Kind regards

Elizabeth Kerr

[REDACTED]
[REDACTED]
[REDACTED]

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