
MINUTES

WEDNESDAY 17 MARCH 2010

5.34PM – 8.01PM

**Council Chamber
First Floor, Town Hall
Wakefield Street
Wellington**

PRESENT:

Mayor Prendergast (5.34pm – 8.01pm)
Councillor Ahipene-Mercer (5.34pm – 8.01pm)
Councillor Best (5.34pm – 8.01pm)
Councillor Cook (5.34pm – 8.01pm)
Councillor Coughlan (5.34pm – 6.19pm, 6.23pm - 8.01pm)
Councillor Foster (5.34pm – 8.01pm)
Councillor Gill (5.34pm – 5.55pm, 5.56pm - 8.01pm)
Councillor Goulden (5.34pm – 8.01pm)
Councillor McKinnon (5.34pm – 8.01pm)
Councillor Morrison (5.34pm – 8.01pm)
Councillor Pannett (5.34pm – 8.01pm)
Councillor Pepperell (5.34pm – 7.58pm, 8.00pm - 8.01pm)
Councillor Ritchie (5.34pm – 7.37pm, 7.39pm - 8.01pm)
Councillor Wade-Brown (5.34pm – 8.01pm)
Councillor Wain (5.34pm – 8.01pm)

DEMOCRATIC SERVICES OFFICERS IN ATTENDANCE:

Svea Cunliffe-Steel – City Secretary
Fiona Dunlop – Committee Adviser
Hanna Stephen – Committee Adviser

028/10C **APOLOGIES**
(1215/11/IM)

NOTED:

There were no apologies.

029/10C **PUBLIC PARTICIPATION**
(1215/11/IM)

NOTED:

There was no public participation,

030/10C **ANNOUNCEMENTS BY THE MAYOR**
(1215/11/IM)

NOTED:

There were no announcements from the Mayor.

031/10C **PETITIONS**
(1215/11/IM)

NOTED:

There were no petitions.

032/10C **CONFLICT OF INTEREST DECLARATIONS**
(1215/11/IM)

NOTED:

1. Councillor Coughlan declared a conflict of interest in relation to Report 2 - Lyall Bay Surf Life Saving Club – Funding Request. She advised that she would not take part in discussion or voting on the matter.

General Business

033/10C **LYALL BAY SURF LIFE SAVING CLUB – FUNDING REQUEST**
Report of Glenn McGovern – Manager, Sport and Recreation Planning.
(1215/11/IM) (REPORT 2)

(Councillor Coughlan withdrew from the table due to a conflict of interest.)

Moved Councillor Morrison, seconded Councillor Gill the substantive motion with an amended recommendation 5 as follows:

5. Agree that funding of \$175,000 for two years from 2011/12 towards the cost of providing a surf life saving service at Lyall Bay and other Wellington beaches be considered as part of the 2011/12 annual planning round.

Moved Councillor Best, seconded Mayor Prendergast the following amendment.

New 6

“THAT Council:

6. Note that the funding contribution of \$350,000 will be acknowledged in a Service Level Agreement (SLA) with a 10 year term with an explicit provision making it clear there is no right or expectation for further funding at the end of the 10 year term.”

The amendment was accepted with the leave of the meeting.

The substantive motion as amended was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion as amended was declared CARRIED.

RESOLVED:

THAT Council:

1. *Receive the information.*
2. *Note the following resolutions from the Council Extraordinary Meeting of Thursday 17 November 2009 Item 226/09P Maranui Surf Club Building and Lyall Bay Beach Buildings:*

- *Agree that, subject to the completion of a new Lyall Bay Surf Life Saving Club being built which incorporates new public toilets, the Council-owned Lyall Bay number two building be removed.*
 - *Agree that, subject to the Lyall Bay Surf Life Saving Club gaining capital funding and regulatory consents, officers continue to work with the Lyall Bay Surf Life Saving Club regarding its proposal to build a new surf club building and to incorporate new public toilets into the building.*
 - *Note that if public toilets are incorporated into the new Lyall Bay Surf Life Saving Club building there will be a capital cost to the Council of approximately \$300,000 and this will be considered in addition to any New Initiative presented by the Lyall Bay Surf Life Saving Club as part of the draft 2010/11 Annual Plan.*
 - *Note the proposed Lyall Bay Surf Club Building has an estimated construction cost of \$1.8million excluding public toilets.*
3. *Agree to include capital funding of \$300,000 for new public toilets in the Lyall Bay Surf Life Saving Club building in the 2010/11 Draft Annual Plan statement of proposal.*
 4. *Agree that the Council will not release any funding for the project until the Lyall Bay Surf Life Saving Club has obtained landowner approval, resource consent and other necessary regulatory consents for the proposed new surf club building, and raised the balance of the project cost.*
 5. *Agree that funding of \$175,000 for two years from 2011/12 towards the cost of providing a surf life saving service at Lyall Bay and other Wellington beaches be considered as part of the 2011/12 annual planning round.*
 6. *Note that the funding contribution of \$350,000 will be acknowledged in a Service Level Agreement (SLA) with a 10 year term with an explicit provision making it clear there is no right or expectation for further funding at the end of the 10 year term.*

NOTED:

The resolutions differ from the recommendations in the officer's report as follows:

The Council added the text in **bold**.

(Councillor Coughlan returned to the table.)

034/10C **EARLY APPLICATION OF BUILDING CONTROL ACTIVITY FEE: REVOCATION AND REPLACEMENT OF RESOLUTION**
Report of John Scott – Group Manager, Building Consents and Licensing.
(1215/11/IM) (REPORT 1)

Moved Mayor Prendergast, seconded Councillor Goulden the motion that the Council pursuant to Standing Order 173 agree to revisit the decision made at the Council meeting on 24 February 2010 on the Early Application of Building Control Activity Fee.

The motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The motion was declared CARRIED.

Moved Councillor Foster, seconded Councillor Wain the substantive motion.

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

- 1. Receive the information.*
- 2. Note the schedule attached to this paper in Appendix One (of the officers report) – Building Control Activity Charges – which contains updated fee information;*

3. *Agree to revoke recommendation 2 of report 5 – Early Approval and Application of New Building Consent and Licensing Services Charges passed at the Council meeting held on 24 February 2010:*

“Approve the increase in Building Consent Plan Review fees and for them to take effect from 1 March 2010.”

4. *Agree to new Resolution 2 of Report 5:*

“Approve the increase in Building Consent Plan Review fees and for them to take effect from 1 April 2010.”

035/10C

CLIMATE CHANGE ACTION PLAN

Report of Chris Cameron – Principal Advisor.

(1215/11/IM)

(REPORT 3)

Moved Councillor Ahipene-Mercer, seconded Councillor Wade-Brown the substantive motion.

(Councillor Gill left the meeting at 5.55pm.)

(Councillor Gill returned to the meeting at 5.56pm.)

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Receive the information.*
2. *Note that the Strategy and Policy Committee agreed:*
 - (a) *that the Draft 2010 Climate Change Action Plan be considered by Council for consultation in conjunction with the 2010/11 Draft Annual Plan*

(b) *five new initiatives from the Draft Climate Change Action Plan be included in the Statement of Proposal for consultation.*

3. *Agree the Draft 2010 Climate Change Action Plan (attached as Appendix 1 of the officer's report) for consultation alongside the 2010/11 Draft Annual Plan.*
4. *Note that officers will make the necessary publication and design changes to the Draft 2010 Climate Change Action Plan to ensure a readable and user friendly consultation document.*

036/10C

STRATEGY AND POLICY COMMITTEE

Meeting of Tuesday 2 March 2010 – Draft Annual Plan 2010/2011 – Statement of Proposal for Adoption.

(1215/11/IM)

(REPORT 4)

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendations 1 and 2.

(Councillor Coughlan left the meeting at 6.19pm.)

(Councillor Coughlan returned to the meeting at 6.23pm.)

The substantive motion recommendations 1 and 2 were put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The substantive motion recommendations 1 and 2 were declared CARRIED.

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendation 3.

Moved Councillor Coughlan, seconded Councillor Best the following amendment.

Amendment to activity 5.3 - recreation services: aquatic facility upgrades

“That Council:

- (a) Remove funding of \$2.065m OPEX (C034) from 2011/12 and 2012/13 for partnering with schools to upgrade school swimming pools to improve opportunities for learn to swim.
- (b) Extend the social and recreational grants pool funding by \$500,000 for 2010/11 OPEX (C678) specifically to support the upgrade of school swimming pools that improve opportunities and access for both schools and public learn to swim programmes.
- (c) Agree \$60,000 OPEX (C034) in 2010/11 to carry out further work that identifies options, costs and viability for future investment in Wellington Regional Aquatic Centre to respond to meeting future demand and needs of aquatic activity.
- (d) Agree that this work be brought back to the Strategy and Policy Committee to inform the 2012-22 draft Long-term Council Community Plan.
- (e) Allocate the residual value of funding (\$1.505m) - resulting from the reduction in funding for school partnerships - to 2013/14 of the 2009-19 Long-term Council Community Plan.
- (f) Agree to delegate to the Chief Executive the authority to make any required changes to the 2010/11 Draft Annual Plan statement of proposal to reflect this amendment.”

The amendment was put.

Voting for: Councillors Mayor Prendergast, Best, Coughlan, Gill, Goulden, McKinnon, Morrison and Wain.

Voting against: Councillors Ahipene-Mercer, Cook, Foster, Pannett, Pepperell, Ritchie and Wade-Brown.

Majority Vote: 8:7

The amendment was declared CARRIED.

Moved Councillor Gill, seconded Councillor Wain the following amendment.

Amendment to activity 5.3 - recreation services: aquatic facility upgrades

“That Council:

- (a) Remove funding of \$2.065m OPEX (C034) from 2011/12 and 2012/13 for partnering with schools to upgrade school swimming pools to improve opportunities for learn to swim.
- (b) Extend the social and recreational grants pool funding by ~~\$500,000 for 2010/11~~ **\$250,000 for 2011/12 and \$250,000 for 2012/13** OPEX (C678) specifically to support the upgrade of school swimming pools that improve opportunities and access for both schools and public learn to swim programmes.
- (c) Agree \$60,000 OPEX (C034) in 2010/11 to carry out further work that identifies options, costs and viability for future investment in ~~Wellington Regional Aquatic Centre~~ **Wellington pools** to respond to meeting future demand and needs of aquatic activity.
- (d) Agree that this work be brought back to the Strategy and Policy Committee to inform the 2012-22 draft Long-term Council Community Plan.
- (e) Allocate the residual value of funding (Capex \$1.505m) - resulting from the reduction in funding for school partnerships - to 2013/14 of the 2009-19 Long-term Council Community Plan.
- (f) Agree to delegate to the Chief Executive the authority to make any required changes to the 2010/11 Draft Annual Plan statement of proposal to reflect this amendment.”

The amendment was put.

Voting for: Mayor Prendergast, Councillors Best, Coughlan, Gill, Goulden, McKinnon, Morrison and Wain.

Voting against: Councillors Ahipene-Mercer, Cook, Foster, Pannett, Pepperell, Ritchie and Wade-Brown.

Majority Vote: 8:7

The amendment was declared CARRIED.

(Councillor Ritchie left the meeting at 7.37pm.)

The substantive motion recommendation 3 – Adelaide Road project was put:

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Goulden, McKinnon, Morrison, Pannett, Wade-Brown.

Voting against: Councillors Gill, Pepperell and Wain.

Majority Vote: 11:3

The substantive motion recommendation 3 – Adelaide Road project was declared CARRIED.

The substantive motion recommendation 3 - Rugby World Cup 2011 Village was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Wade-Brown and Wain.

Voting against: Councillors Pannett and Pepperell.

Majority Vote: 12:2

The substantive motion recommendation 3 - Rugby World Cup 2011 Village was declared CARRIED.

The substantive motion recommendation 3 - Rugby World Cup 2011 Sculpture was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Wade-Brown and Wain.

Voting against: Councillor Pannett and Pepperell.

Majority Vote: 12:2

The substantive motion recommendation 3 - Rugby World Cup 2011 Sculpture was declared CARRIED.

The substantive motion recommendation 3 - Electronic Vacant Parking Signs was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pepperell, Wade-Brown and Wain.

Voting against: Councillor Pannett.

Majority Vote: 13:1

The substantive motion recommendation 3 - Electronic Vacant Parking Signs was declared CARRIED.

(Councillor Ritchie returned the meeting at 7.39pm.)

The substantive motion recommendation 3 – the remainder was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain.

Voting against: Councillor Pepperell.

Majority Vote: 14:1

The substantive motion recommendation 3 – the remainder was declared CARRIED.

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendation 4.

The substantive motion recommendation 4 was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The substantive motion recommendation 4 was declared CARRIED.

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendation 5.

Moved Councillor Pepperell, seconded Councillor Gill the following amendment:

“THAT Council:

Agree to retain the general rate differential at the 2009/10 level of 3.45:1 for the 2010/11 year and delegate to the Chief Executive the authority to make

changes to the 2010/11 Draft Annual Plan statement of proposal to reflect this variance.”

The amendment was put.

Voting for: Councillors Cook, Gill, Pepperell and Ritchie.

Voting against: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Coughlan, Foster, Goulden, McKinnon, Morrison, Pannett, Wade-Brown and Wain.

Majority Vote: 4:11

The amendment was declared LOST.

The substantive motion recommendation 5 was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Wade-Brown and Wain.

Voting against: Councillors Pepperell and Ritchie.

Majority Vote: 13:2

The substantive motion recommendation 5 was declared CARRIED.

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendation 6.

The substantive motion recommendation 6 fees and charges for rubbish bags was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Councillor Gill.

Majority Vote: 14:1

The substantive motion recommendation 6 fees and charges for rubbish bags was declared CARRIED.

The substantive motion the rest of recommendation 6 was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain.

Voting against: Councillor Pepperell.

Majority Vote: 14:1

The substantive motion the rest of recommendation 6 was declared CARRIED.

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion recommendations 7 to 11.

The substantive motion recommendations 7 to 11 were put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The substantive motion 7 to 11 was declared CARRIED.

RESOLVED:

THAT Council:

1. *Note that the 2010/11 Draft Annual Plan statement of proposal reflects year two of the 2009-19 LTCCP and the deliberations and recommendations of the Strategy and Policy Committee meeting of 2-3 March 2010.*
2. *Note that the 2010/11 Draft Annual Plan statement of proposal will be consulted on using the special consultative procedure.*
3. *Agree the proposed variances **as amended** as set out in the 2010/11 Draft Annual Plan statement of proposal (summarised in section 4.1 of the officer's report) and consult on them using the special consultative procedure.*

4. *Agree to operate the following activity funding targets in variance to the Revenue and Financing Policy and include these in the 2010/11 Draft Annual Plan as follows:*
 - (a) *Activity 7.2.5: cycle network - increase the proportion to be funded by rates from 85% to 90%*
 - (b) *Activity 2.2.1: roads open spaces – increase the proportion to be funded through rates from 90% to 95%.*
 - (c) *Activity 6.2.1: building control and facilitation - increase the proportion to be funded through rates from 35% to 40%.*
 - (d) *Activity 2.5.2: recycling, waste minimisation and disposal*
 - (i) *introduce a new activity – closed landfill aftercare – with a rates funding target of 100%.*
 - (ii) *the activity funding will operate in variance to the user-charges target of 90% to recover 100% of operating expenditure through user charges.*
5. *Agree that it is appropriate to set these target levels in variance with those of the Revenue and Financing policy and 2009-19 LTCCP and note that the Council will revisit the target levels in the Revenue and Financing Policy when the policy is reviewed as part of the 2012-22 Draft Long-term Council Community Plan.*
6. *Agree the proposed amended fees and charges as set out in the 2010/11 Draft Annual Plan statement of proposal and consult on them using the special consultative procedure.*
7. *Note that a decision is scheduled to be made at this meeting of Council on funding for the Lyall Bay Surf Club and agree to delegate to the Chief Executive the authority to reflect any decisions in the 2010/11 Draft Annual Plan statement of proposal.*
8. *Adopt the 2010/11 Draft Annual Plan statement of proposal (as attached in appendix one of the officers report) and initiate the special consultative procedure.*
9. *Delegate to the Chief Executive the authority to make any editorial changes that may arise as part of the publication process.*
10. *Delegate to the Chief Executive the authority to prepare a summary covering the major matters within the 2010/11 Draft Annual Plan statement of proposal.*
11. *Note that the statement of proposal and summary will form the basis of the special consultative procedure on the 2010/11 Draft Annual Plan that will run from 9 April 2010 to 10 May 2010.*

(Councillor Pepperell left the meeting at 7.58pm.)

Reports from Committees – Part A – Committee Decisions requiring Council approval

037/10C **STRATEGY AND POLICY COMMITTEE**
Meeting of Tuesday 2 March 2010
(1215/11/IM) (REPORT 5)

1. **ITEM 038/10P CONSULTATION AND COMMUNICATION PLAN:
2010/11 DRAFT ANNUAL PLAN**
(1215/52/IM) (REPORT 5)

Moved Mayor Prendergast, seconded Councillor Foster the substantive motion.

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion was declared CARRIED.

Mayor Prendergast advised that Council is required to elect a Chair for the Draft Annual Plan Hearings Subcommittee. She advised that she would be nominating Councillor McKinnon and subsequently called for any further nominations. There were no further nominations.

Moved Mayor Prendergast, seconded Councillor Wade-Brown the motion that Council appoint Councillor McKinnon as the Chair of the Draft Annual Plan Hearings Subcommittee.

The motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 14:0

The motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *See Part B.*
2. *See Part B.*
3. (a) *See Part B.*

(b) *Agree to establish the Draft Annual Plan Hearings Subcommittee with the terms of reference attached in appendix one and that it elect a chairperson for the subcommittee.*
4. *See Part B.*
5. *Appoint Councillor McKinnon as the Chair of the Draft Annual Plan Hearings Subcommittee.*

(Councillor Pepperell returned to the meeting at 8.00pm.)

Reports from Committee - Part B – Committee decisions for Council to note.

038/10C **RECEIPT OF INFORMATION FOR NOTING FROM (6.15PM – 6.16PM) COMMITTEES**
(1215/11/IM)

Moved Mayor Prendergast, seconded Councillor Foster, the motion that Council receive the information for noting from meeting of the Strategy and Policy Committee – Meeting of Thursday 2 March 2010.

The motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

The motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Receive the information for noting from meeting of the Strategy and Policy Committee – Meeting of Thursday 2 March 2010.*

STRATEGY AND POLICY COMMITTEE

Meeting of Tuesday 2 March 2010

(1215/11/IM)

(REPORT 6)

1. **ITEM 038/10P CONSULTATION AND COMMUNICATION PLAN:
2010/11 DRAFT ANNUAL PLAN
*(1215/52/IM) (REPORT 5)***

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note the communication and engagement tools that will be used to support the consultation on the 2010/11 Draft Annual Plan.*
3. (a) *Agree to delegate the hearing of oral submissions on the 2010/11 Draft Annual Plan to a subcommittee.*

(b) *See Part A.*
4. *Agree that the formal consultation period start Friday 9 April 2010 and closes on Monday 10 May 2010 with hearings scheduled in mid May 2010.*

039/10C **QUESTIONS**
(1215/11/IM)

NOTED:

There were no questions.

The meeting concluded at 8.01pm.

Confirmed: _____
Chair
/ /