
MINUTES

WEDNESDAY 26 OCTOBER 2011

5.41PM - 7.01PM

7.03PM - 7.26PM (PUBLIC EXCLUDED)

7.30PM - 7.57PM (PUBLIC EXCLUDED)

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

PRESENT:

Mayor Wade-Brown	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Ahipene-Mercer	(5.41pm - 6.59pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Best	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Cook	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Coughlan	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Eagle	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Foster	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Gill	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Lester	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor McKinnon	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Marsh	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Pannett	(5.41pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Pepperell	(5.41pm - 7.00pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)
Councillor Ritchie	(5.41pm - 6.02pm, 6.24pm - 6.30pm, 6.46pm - 7.01pm, 7.03pm - 7.26pm, 7.30pm - 7.57pm)

APOLOGIES:

Councillor Morrison

DEMOCRATIC SERVICES OFFICERS IN ATTENDANCE:

Fiona Dunlop - Committee Advisor

Luka Dujmovic - Committee Advisor

104/11C **APOLOGIES**
(1215/11/IM)

Moved Mayor Wade-Brown, seconded Councillor McKinnon, the motion that apologies for absence be accepted from Councillor Morrison

The motion was put:

Voting for: Mayor Wade-Brown, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. Accept apologies for absence from Councillor Morrison.

105/11C **CONFIRMATION OF MINUTES**
(1215/11/IM)

NOTED:

There were no minutes to confirm.

106/11C **PUBLIC PARTICIPATION**
(1215/11/IM)

NOTED:

There was no public participation.

107/11C **DEPUTATION**
(1215/11/IM)

NOTED:

Hilary Beaton - CEO and Helen Moody - Chair of the Downstage Theatre Trust addressed the meeting in relation to Report 3 - Downstage.

108/11C **ANNOUNCEMENTS BY THE MAYOR**
(1215/11/IM)

NOTED:

The Mayor congratulated the All Blacks on winning the 2011 Rugby World Cup. She thanked Derek Fry - Director, Rugby World Cup 2011 for the work that his team and the volunteers put in to make the Wellington part of the tournament so successful.

109/11C **PETITIONS**
(1215/11/IM)

NOTED:

There were no petitions.

110/11C **CONFLICT OF INTEREST DECLARATIONS**
(1215/11/IM)

NOTED:

There were no conflicts of interest declared.

General Business

111/11C **DECISION ON DISTRICT PLAN CHANGE 76: GENERAL MINOR AMENDMENTS TO DISTRICT PLAN MAPS AND TEXT (5.51PM - 5.56PM)**
Report of Alison Newbald - Senior Policy Adviser.
(1215/11/IM) (REPORT 1)

Moved Councillor Gill, seconded Councillor Pannett, the substantive motion.

The substantive motion was put.

Voting for: Mayor Wade-Brown, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion was declared CARRIED.

RESOLVED:*THAT Council:*

1. *Receive the information*
2. *Approve the recommendations of the Hearing Committee in respect of District Plan Change 76 as set out in Attachment 1 of the officer's report.*

112/11C **SCHEDULE OF ORDINARY MEETINGS – FEBRUARY 2012 TO DECEMBER 2012** (5.56PM - 5.59PM)
 Report of Helen Walker - Acting Team Leader, Committee Services.
 (1215/11/IM) (REPORT 2)

Moved Councillor McKinnon, seconded Councillor Marsh, the substantive motion with an amendment to recommendation 3.

The substantive motion with an amendment to recommendation 3 was put.

Voting for: Mayor Wade-Brown, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion with an amendment to recommendation 3 was declared CARRIED.

RESOLVED:*THAT Council:*

1. *Receive the information.*
2. *Note the following timing guidelines:*
 - *Where possible Council meetings be held from 5.30pm.*
 - *Where possible Pre-Meeting Briefing sessions for the Strategy and Policy Committee meetings will be held on Tuesdays between 9.15am and 2.30pm.*
 - *The fourth Tuesday of the month will be held for possible briefings, workshops or site visits.*
 - *Where possible Strategy and Policy Committee meetings will be held on Thursdays between 9.15am and 4.00pm.*
 - *Meetings will not be scheduled in January 2012 and July 2012 unless absolutely necessary, although a pre-meeting session will*

be scheduled on 31 July 2012 in preparation for the 2 August 2012 Strategy and Policy Committee meeting.

3. *Adopt the **amended** schedule of ordinary meetings **as tabled and attached to the minutes as appendix 1**, for Council and the Strategy and Policy Committee, for the period February 2012 to December 2012.*
4. *Note that additional ordinary, extraordinary and multi-day meetings may be scheduled from time to time*
5. *Note that meeting times for other committees, subcommittees and Community Boards will be formally notified by Democratic Services.*

113/11C **DOWNSTAGE** (5.59PM - 6.59PM)
 Report of Natasha Petkovic-Jeremic - Manager, City Arts.
 (1215/11/IM) (REPORT 3)

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

(Councillor Ritchie left the meeting at 6.02pm.)

Moved Councillor Eagle, seconded Councillor Gill, the following amendment.

“THAT Council:

Agree to investigate the appointment of a representative of WCC to the Board of Downstage Theatre Trust.”

(Councillor Ritchie returned to the meeting at 6.24pm.)

(Councillor Ritchie left the meeting at 6.30pm.)

The amendment was put:

Voting for: Councillors Cook, Eagle, Gill and Lester.

Voting against: Mayor Wade-Brown, Councillors Ahipene-Mercer, Best, Coughlan, Foster, McKinnon, Marsh, Pannett and Pepperell.

Majority Vote: 4:9

The amendment was declared LOST.

(Councillor Ritchie returned to the meeting at 6.46pm.)

The substantive motion was put.

Voting for: Mayor Wade-Brown, Councillors Ahipene-Mercer, Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie.

Voting against: Nil.

Majority Vote: 14:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Receive the information.*
2. *Agree to provide an immediate grant of \$90,000 to Downstage and instruct that:*
 - (a) *Downstage provides to Officers a 2012 Business Plan by 30 December 2011 that includes a full financial plan, audience development strategy, marketing and fundraising Strategy*
 - (b) *Downstage provides to Officers a budget that demonstrates it can continue to operate on a viable basis in 2012 and beyond.*
3. *Note that this additional funding will be managed within the existing 2011/12 budgets.*

(Councillor Ahipene-Mercer left the meeting at 6.59pm.)

Reports from Committees – Committee Decisions requiring Council approval.

114/11C **STRATEGY AND POLICY COMMITTEE** (6.59PM - 7.00PM)
Meeting of Thursday 20 October 2011
 (1215/11/IM) (REPORT 4)

1. **ITEM 285/11P POINT DORSET RESERVE MANAGEMENT PLAN**
 (1215/52/IM) (REPORT 1)

Moved Councillor Ritchie, seconded Councillor Foster, the substantive motion.

The substantive motion was put.

Voting for: Mayor Wade-Brown, Councillors Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie.

Voting against: Nil.

Majority Vote: 13:0

The substantive motion was declared CARRIED.**RESOLVED:**

THAT Council:

1. *Agree to adopt the management plan as attached in Appendix 2 of the officer's report as a management plan under Section 41 of the Reserves Act 1977.*
2. *Agree to gazette a name change for the reserve to 'Oruaiti Reserve' under s16(10) of the Reserves Act 1977.*
3. *Agree to close all tracks in Oruaiti Reserve to cycling except the track between Hector Street and the boardwalk off Ludlam Street under the Open Space Access Plan and that Schedule A and Map 16 of the Open Space Access Plan be amended to record these tracks are closed to cycling.*
4. *Agree that any private land adjoining the Oruaiti Reserve acquired by Council in the future be vested as Recreation Reserve and be managed in accordance with the Oruaiti Reserve Management Plan.*
5. *Agree to delegate authority to the Environment Portfolio Leader and Chief Executive Officer to sign off minor editorial changes to the Plan or changes resulting from any amendments agreed by the Council.*

115/11C **QUESTIONS**
(1215/11/IM)

NOTED:

There were no questions.

(Councillor Pepperell left the meeting at 7.00pm.)

116/11C **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/11/IM)

Moved Mayor Wade-Brown, seconded Councillor McKinnon, the motion to exclude that public.

The motion was put.

Voting for: Mayor Wade-Brown, Councillors Best, Cook, Coughlan, Eagle, Foster, Gill, McKinnon, Marsh and Pannett.

Voting against: Councillors Lester and Ritchie.

Majority Vote: 10:2

The motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, resolve that the public be excluded from the following part of the proceedings of this meeting namely:*

Report 5 - Strategy and Policy Committee, Meeting of Thursday 20 October 2011, Reserve Acquisition and Lease Negotiations

Grounds: Section 48(1) (a) that public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7

Reason: Section 7(2)(b)(ii) To protect information where the making available of the information would be likely to unreasonably prejudice the commercial position of the applicant who supplied or who is subject of the information.

Section 7(2)(i) To enable the Council to carry out, without prejudice or disadvantage, negotiations of a commercial nature.

Section 7(2)(j) To prevent the disclosure or use of official information for improper gain or improper advantage.

Section 7(2)(g) To maintain legal professional privilege.

2. *Permit Kerry Anderson and Craig Stevens of DLA Phillips Fox to remain at this meeting, after the public has been excluded because of their knowledge of Report 5 - Strategy and Policy Committee, Meeting of Thursday 20 October 2011, Reserve Acquisition and Lease Negotiations as this knowledge, may be of assistance in relation to the matters being discussed.*

(The meeting adjourned at 7.01pm and reconvened at 7.03pm.)

(Mayor Wade-Brown. Councillors Ahipene-Mercer, Best, Cook, Coughlan, Eagle, Foster, Gill, Lester, McKinnon, Marsh, Pannett, Pepperell and Ritchie were present when the meeting reconvened.)

The meeting went into public excluded session at 7.03pm.

For item 117/11C please see the public excluded minutes.

The meeting concluded at 7.57pm.

Confirmed: _____
Chair
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