



MINUTES

WEDNESDAY 30 OCTOBER 2013

5.30pm – 6.35pm

**Renouf Foyer
First Floor, Michael Fowler Centre
111 Wakefield Street
Wellington**

PRESENT:

Mayor Wade-Brown
Councillor Ahipene-Mercer
Councillor Coughlan
Councillor Eagle
Councillor Free
Councillor Lester
Councillor Lee
Councillor Marsh
Councillor Pannett
Councillor Peck
Councillor Ritchie
Councillor Sparrow
Councillor Woolf
Councillor Young

APOLOGIES:

Councillor Foster

108/13C **PŌWHIRI**
(1215/11/IM)

NOTED:

The Official party were called and proceeded into the meeting venue. Various speeches were made by the Iwi/Mana Whenua and a karakia recited.

109/13C **CHIEF EXECUTIVE'S WELCOME**
(1215/11/IM)

NOTED:

The Chief Executive Kevin Lavery opened the meeting and welcomed those present.

110/13C **APOLOGIES**
(1215/11/IM)

NOTED:

The meeting noted apologies for absence from Councillor Elect Foster.

111/13C **DECLARATION OF THE MAYOR ELECT MADE PURSUANT TO
CLAUSE 14 OF SCHEDULE 7 OF THE LOCAL GOVERNMENT
ACT 2002**
(1215/11/IM)

NOTED:

1. The Chief Executive Kevin Lavery called Mayor Elect Celia Wade-Brown forward to make her declaration.
2. The Mayor Elect made her declaration as follows:

“Ko au a **Hiria Makare Wade-Brown**, Ko taku kupu tēnei. Ka tutuki i ahau, ki tāku e pono nei, ngā kawenga katoa hei painga mō te Tāone o Pōneke i runga i te mana kua riro mai i ahau, hei Kahika o Te Kaunihera o te Tāone o Pōneke, i raro i te Ture Kāwanatanga-ā-Rohe Rua mano mā rua, te Ture Pārongo Huinga Ōkawa Kāwanatanga ā-Rohe Kotahi mano, e iwa rau, e waru tekau mā whitu, me ētahi atu ture rānei.”

“I, **Celia Margaret Wade-Brown**, declare that I will faithfully and impartially, and according to the best of my skill and judgment, execute and perform, in the best interests of Wellington City, the powers, authorities, and duties vested in, or imposed upon, me as

Mayor of the Wellington City Council by virtue of the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, or any other Act.”

3. Mayor Wade-Brown was dressed in the mayoral robes and the chain. Mayor Wade-Brown assumed the Chair at this point and invited the Councillors to come forward and make their declarations.

112/13C **DECLARATION OF COUNCILLORS ELECT MADE PURSUANT TO CLAUSE 14 OF SCHEDULE 7 OF THE LOCAL GOVERNMENT ACT 2002**
(1215/11/IM)

NOTED:

The Councillors individually made their declarations as follows:

Ko au a **Raymond Ahipene-Mercer, Tahere Paul Eagle, Sarah Jean Free, Justin Mark Lester and Helene Ruth Paula Ritchie**, Ko taku kupu tēnei. Ka tutuki i ahau, ki tāku e pono nei, ngā kawenga katoa hei painga mō te Tāone o Pōneke i runga i te mana kua riro mai i ahau, hei mema o Te Kaunihera o te Tāone o Pōneke, i raro i te Ture Kāwanatanga ā-Rohe Rua mano mā rua, te Ture Pārongo Huinga Ōkawa Kāwanatanga ā-Rohe Kotahi mano, e iwa rau, e waru tekau mā whitu, me ētahi atu ture rānei.

I, **Ray Ahipene-Mercer, Sarah Jean Free, Simon Charles Norman Marsh, Iona Katherine Mary Pannett, Mark Everett Peck, Nicola Mary Jacobina Young, Johanna Ellen Coughlan, Simon John Woolf, Justin Mark Lester, Helene Ruth Paula Ritchie, Malcolm Lloyd Sparrow, Tahere Paul Eagle and David Lee**, declare that I will faithfully and impartially, and according to the best of my skill and judgment, execute and perform, in the best interests of Wellington City, the powers, authorities, and duties vested in, or imposed upon, me as a member of the Wellington City Council by virtue of the Local Government Act 2002, the Local Government Official Information and Meetings Act 1987, or any other Act.

113/13C **GENERAL EXPLANATION**
(1215/11/IM)

NOTED:

The Chief Executive gave an explanation of the Local Government Official Information and Meetings Act 1987 and other laws affecting the members including the appropriate provisions of the Local Authorities (Member’s Interests) Act 1968; the Crimes Act 1961; the Secret Commissions Act 1910; and the Securities Act 1978:

“As Chief Executive of the Wellington City Council, I am required to give a general explanation to elected members of certain legislation which

controls the way in which the Council's business may be conducted and the laws affecting elected members. This explanation does not attempt to cover all the detailed points of the legislation, but brings to your attention the key issues affecting your role and functions as Council members.

The Local Government Official Information and Meetings Act 1987

This Act governs the availability of information and is based on the principle that information should be made publicly available, unless one or more specific withholding grounds apply. Matters relating to requests and release of information are administered by officers of the Council.

This Act also sets meeting procedures and requirements. These include:

- *the requirement to give public notice of meetings;*
- *the public availability of the agenda and supporting papers for meetings of the Council, and its committees and subcommittees;*
- *the circumstances when the Council may resolve to exclude the public from meetings, and the procedure that must be followed in such circumstances; and,*
- *the responsibility of the Chair to maintain order at meetings.*

Other laws affecting elected members

There are certain legislative provisions which elected members must be aware of.

The first is the Local Authorities (Members' Interests) Act 1968, which has two main aspects:

- *This Act prohibits certain contracts between the Council and its members, or with persons associated with its members. A breach results in loss of office.*
- *This Act also prohibits an elected member from discussing or voting on an issue in which the member, directly or indirectly, has a pecuniary interest. Any member found to have contravened this part of the Act could be prosecuted, and if convicted, would lose office.*

Under the Crimes Act 1961 a member of a local authority who obtains or accepts or offers to accept any bribe to do, or not do, something, or who corruptly uses information obtained in an official capacity to get a direct or indirect pecuniary advantage, is liable to a term of imprisonment of up to seven years.

Under the Secret Commissions Act 1910, an elected member who accepts a gift or obtains any advantage from any other party as a reward for doing any act in relation to Council business commits an offence. It is also an offence not to disclose a pecuniary interest in any contract, and also to aid or abet or be involved in any way in an offence under this Act. Conviction can lead to imprisonment for up to two years and a fine of up to \$1,000.

Under the Securities Act 1978, elected members are in the same position as company directors if the Council were to offer stock to the public, such as to issue stock under its borrowing powers. Elected members therefore have the same responsibilities as directors and may be personally liable if investment documents, such as a prospectus, contain untrue statements and may be liable for criminal prosecution if the requirements of the Act are not met.

In addition to these key statutory provisions, if an elected member is convicted of an offence that carries a term of two or more years of imprisonment under any Act I have specified, or under any other Act, that member will lose office.”

114/13C **MAYOR WADE-BROWN’S OPENING SPEECH**
(1215/11/IM)

NOTED:

Mayor Wade-Brown shared the following with the meeting.

*E ngā iwi mana whenua, o te Upoko o te Ika, tēnā koutou
E ngā iwi o ngā hau e whā o te motu, o te Ao, tēnā koutou
A Ranginui-te-po e tū iho nei, ki a Papatuānuku e takato nei; tēnā korua.
Nō reira, nau mai, piki mai, whakatau mai rā!
tēnā koutou tēnā koutou tēnā koutou katoa*

*Talofa lava, malo e lelei, kia orana, bula vinaka, taloha ni, talofa.
Ni-men hao; namaste; vanakkam; mabouhay; salaam; shalom; jambo;
bonjour; konichiwa. Good evening (NZ sign language)*

*Welcome and warm Pacific greetings to you all. Your Excellencies;
Members of Parliament; Local government officials and staff;
representatives of the emergency services and community groups;
entrepreneurs; colleagues; friends and family.*

Tonight I am privileged to welcome you to the inauguration of the new 2013 Council. Thank you for being here with us.

Thank you to the voters of Wellington City who have elected us, fifteen people, who have declared our commitment to work in the best interests of Wellington City. Wellington is a little capital with big ambitions.

*Tonight I want to talk about Wellington’s past, present and future.
We inherit a precious heritage – cultural, built and natural. Our economy and transport systems need improvement and Wellington’s not affordable for everyone. We have the opportunity to make a difference.*

Our Cultural Heritage is unique. We are Te Upoko o te Ika a Maui, the Head of the Fish, the Smart Capital. This is the only capital in the world where te reo Māori is an official language. Arohatia te reo!

Wellington City was settled by Māori hundreds of years ago. We treasure this harbour city's history. The names Kupe and Tara, Ngake and Whataitai, Waimapihi and Kumutoto, Te Aro and Pipitea resonate today.

Last triennium saw the opening of Te Wharewaka Te Raukura, and the arrival of two new waka. Our commitment to partnership has resulted in the beautiful Orua-iti Reserve near Seatoun and the opening of Ngā Iwi o te Motu Urupā at Mākara Cemetery, as well as co-management of open spaces including Te Ahumairangi and Taputeranga Island.

We will continue to work with Māori to raise awareness and participation in this unique culture, partner in managing the city's natural resources and maximise the long-term economic opportunities treaty settlements bring.

The Wellington Town Board was established in 1840 and we became the capital in 1865, with a population of about five thousand. Now we are over two hundred thousand and have a far more vibrant cultural life than the size of our population would indicate – because we are the capital, because of our isolation from bigger cities and because of the cosmopolitan creative nature of our inhabitants. I acknowledge the important role of over forty diplomatic missions and the intellectual contribution the civil service provides in the capital.

In the 19th Century, British, Indians and Chinese settled in Wellington. Now we have over eighty different ethnicities and diverse cultural festivities from Pacifika to Diwali to Ethiopian New Year, Wellington Batacuda to the City of Wellington Pipe Band. Next year's New Zealand Festival will be an absolute stand-out series of performances.

Our Natural Heritage is magnificent. Street layouts drawn up in London took little notice of our topography but early urban planning resulted in the encircling Town Belt. This year we have reinvigorated its protection and drafted supportive legislation. This month saw the launch of the Biophilic Cities Peer Network, where Wellington connected with other cities, including San Francisco and Singapore, where urban nature is abundant and appreciated. We look forward to realising the promise of Our Capital Spaces and Our Living City. As more and more people live in cities worldwide, daily connection with nature underpins healthy lives.

We have recommitted to take action on Climate Change with our 2013 Plan. We will both reduce emissions and adapt to inevitable sea level rise and storm events. Today, with Genesis, I launched the Schoolgen solar panel partnership application programme.

Our Built Heritage needs action. Since the District Plan was notified in 1994, no listed heritage buildings have been demolished. Increased earthquake strengthening requirements and economic challenges mean we need innovative engineering, targeted rates and public good funding for some buildings to have a future as well as a past.

New commercial buildings are predominantly green star rated but the urban design elements of green walls, green roofs, permeable paving and solar panels are still too rare.

Our social housing improvements have deservedly won awards but too many people still live in damp, cold and crowded conditions. Affordable warm dry housing to rent or buy is a priority for most elected members and we will initiate urban regeneration and increase standards for rental properties.

Our walkability is already the best in Australasia but laneways need more focus. Improved public transport and cycling infrastructure will balance State Highway investment and give Wellingtonians real choices.

Wellington's economy needs some catalyst projects. Wellington has some innovative brilliant businesses but the commercial rating base has remained at the same value since 2008. Council can create conditions for employment to flourish.

Our world-class status relies on several things – our liveability, our endemic biodiversity, our transparent public service and also our creative and film industry.

The Hobbit Premiere was a highlight of our last three years, with accompanying artisan market and hi-tech companies showcase. Now we must see Wellington television programme projects join feature films and digital graphics with export potential and local creative employment. In the next three years we will collaborate with the local film industry leaders to attract global notice, attracting visitors, students and expanding job growth.

This term we'll work more closely with Wellington's excellent tertiary institutions to increase accommodation, attract students and promote research capability including the essential work of disaster resilience.

We will welcome new businesses and new migrants; reduce unnecessary barriers to existing business growth and support pathways for youth into apprenticeships, training and employment.

Today's positive comments from the Prime Minister about Wellington's high-growth companies and his willingness for Central Government to work with the Council were welcome and he acknowledged our constructive relationship at the Chamber's lunch event.

Regional governance change may lie ahead. This could be the last Council inauguration in exactly this form. Changes to local government will only happen if the public supports them. Over past years, Wellington has grown to include the boroughs of Melrose, Onslow, Karori, Miramar, Johnsonville and Tawa.

We will not be paralysed by proposed changes. Structural questions are important but must add urgency to our agenda not delay action. We will continue to work constructively with our neighbours. We have successfully

made the Wellington Regional Emergency Management Office and the Regional Amenities Fund work in the last three years.

Farewell and thank you to previous Councillors Best, Cook, McKinnon, Morrison and Pepperell and I wish you all well in your next roles. Our deepest sympathies are with Leonie Gill and her family at this time.

Welcome back to Councillors Ahipene-Mercer, Coughlan, Eagle, Foster, Lester, Marsh, Pannett and Ritchie. Welcome to new Councillors Free, Lee, Peck, Sparrow, Woolf and Young. All will have a role as Chair, Portfolio Leader or as representatives on our Council organisations as well as their ward roles to connect with Wellington's diverse communities of interest. Together we stand for good economic growth, reinvigorated arts and multimodal transport. We want a compact affordable city where our built and natural heritage is enhanced with new efficient and beautiful buildings.

Our Council structure. Your Mayor, Deputy Mayor, Committee Chairs and all Councillors, together with our Chief Executive, staff and contractors, will work to do our best for Wellington. We are accountable to the people of Wellington.

Together, this team will build confidence in your Council and confidence in the Capital's future.

Tēnā koutou, tēnā koutou, tēnā koutou katoa.

115/13C **APPOINTMENT OF DEPUTY MAYOR**
(1215/11/IM)

NOTED:

Mayor Wade-Brown announced under section 41A of the Local Government Act 2002 that Councillor Justin Lester would be the Deputy Mayor of the Wellington City Council for the 2013/2016 Triennium.

Councillor Lester was presented with the Deputy Mayor's Chain.

116/13C **COMMITTEE STRUCTURE, CHAIRPERSONS AND MEMBERSHIP**

Report of Anusha Guler – Manager, Democratic Services.
(1215/11/IM)

(REPORT 2)

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

The substantive motion was put and declared CARRIED on voices.

RESOLVED:

THAT Council:

1. *Receive the memorandum on committee structure, chairpersons and membership attached to the minutes as appendix 1.*

1117/13C **DATE AND TIME OF FIRST COUNCIL MEETING – 2013/2016 TRIENNIUM**

Report of Anusha Guler – Manager, Democratic Services.
(1215/11/IM)

(REPORT 3)

Moved Mayor Wade-Brown, seconded Councillor Lester, the substantive motion with a change (as indicated below) as agreed with officers:

THAT Council:

1. Receive the information.
2. Agree that the first two meetings of Council for the 2013/2016 triennium be held in Committee Room 1, Ground Floor, Municipal Office Building, 101 Wakefield Street at 9.15am on Thursday 14 November 2013 and ~~9.15am~~ **12.30pm** on Thursday 19 December 2013.

The substantive motion substantive motion with a change as agreed with officers was put and declared CARRIED on voices.

RESOLVED:

THAT Council:

1. *Receive the information.*
2. *Agree that the first two meetings of Council for the 2013/2016 triennium be held in Committee Room 1, Ground Floor, Municipal Office Building, 101 Wakefield Street at 9.15am on Thursday 14 November 2013 and ~~9.15am~~ **12.30pm** on Thursday 19 December 2013.*

The meeting concluded at 6.35pm following Lisa Harper-Brown singing the National Anthem.

Confirmed: _____

Chair

/ /

MEMORANDUM



Date: Thursday 24 October 2013

To: **Council**

From: **Her Worship the Mayor**

Subject: **Committee Structure, Chairpersons and Membership**

This memorandum provides a broad overview of the governance and decision making structures for the Wellington City Council for the 2013 – 2016 triennium. The structure is designed to be inclusive at both a political and community level and facilitates quality decision making.

The governance structure is comprised of Council and five subject based committees:

Committee	Chairperson	Portfolio Leaders	Membership
Governance Finance and Planning	Deputy Mayor, Justin Lester		Mayor and all Councillors
Economic Growth and Arts	Cr Jo Coughlan Deputy Chairperson Cr Simon Marsh	Arts Cr Ray Ahipene Mercer Small Medium Enterprise and Tertiary Liaison Cr Simon Marsh	Cr Ahipene-Mercer Cr Coughlan Cr Eagle Cr Lester Cr Marsh Cr Peck Cr Young
Community, Sports and Recreation	Cr Paul Eagle	Community Resilience Cr Malcolm Sparrow	Cr Eagle Cr Free Cr Marsh Cr Peck Cr Ritchie Cr Sparrow Cr Woolf
Environment	Cr Iona Pannett	Climate Change Cr David Lee Natural Environment Cr Helene Ritchie	Cr Ahipene-Mercer Cr Foster Cr Free Cr Lee Cr Pannett Cr Ritchie Cr Sparrow
Transport and Urban Development	Cr Andy Foster	Buildings Cr Iona Pannett Central City Projects Cr Nicola Young	Cr Coughlan Cr Foster Cr Lee Cr Lester Cr Pannett Cr Young Cr Woolf

APPENDIX 1

Other Committees

Committee	Chairperson	Membership
Regulatory Processes	Cr Ray Ahipene-Mercer	Cr Ahipene-Mercer Cr Foster Cr Lee Cr Pannett Cr Sparrow
Performance Review Committee	Deputy Mayor Justin Lester	Cr Coughlan Cr Lester Cr Marsh Cr Peck
Audit and Risk Subcommittee	Cr Mark Peck	Cr Peck Cr Marsh Cr Woolf Two external members

The Mayor is an ex officio member of every committee and subcommittee, other than a quasi-judicial committee.

The governance and decision making structure takes the following key principles into consideration:

- Inclusiveness of councillors
- Efficiency of decision making
- Strategic and integrated decision making
- Informed decision making
- Decision taken once
- Public participation
- Open
- Transparency
- Accountable

The Council structure ensures that elected members are empowered to maximise their contribution to advancing the growth and well-being of Wellington. It is designed to ensure that decisions are made as decisively as possible while ensuring that every decision is well informed by our communities.

Delegations

The formal terms of reference and delegations on which the structure will be based will be considered at the 14 November 2013 meeting of Council. Other Councillor appointments - to Boards, Trusts and Advisory Groups - will also be considered at that meeting, as will the external appointments to the Audit and Risk Subcommittee.



Celia Wade-Brown
Mayor of Wellington