

ORDINARY MEETING

OF

WELLINGTON CITY COUNCIL

UNCONFIRMED MINUTES

Time: 5.30pm
Date: Wednesday, 30 September 2015
Venue: Committee Room 1
Ground Floor, Council Offices
101 Wakefield Street
Wellington

PRESENT

Councillor Ahipene-Mercer
Councillor Eagle
Councillor Foster
Councillor Free
Councillor Lee
Councillor Lester
Councillor Marsh
Councillor Pannett
Councillor Peck
Councillor Ritchie
Councillor Sparrow
Councillor Woolf
Councillor Young

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1 Meeting Conduct

1.1 Apologies

Moved Councillor Ahipene-Mercer, seconded Councillor Foster

Resolved

That the Council:

Accept the apologies received from Mayor Wade-Brown and Councillor Coughlan for absence, and Councillor Sparrow for lateness.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

1.2 Announcements by the Mayor

The Deputy Mayor advised that due to technical issues, the Council meeting would not be livestreamed, however the recording of the meeting would be made available on Council's website.

(Councillor Ritchie joined the meeting at 5.32pm.)

1.3 Conflict of Interest Declarations

Councillor Foster declared a conflict of interest in relation to Item 3.1 Report of the Community, Sport and Recreation Committee Meeting of 16 September 2015: Report on the Gambling Venues Policy and Feedback on Consultation.

Councillor Pannett declared a conflict of interest in relation to Item 4.1 Public Excluded Report of the Environment Committee Meeting of 17 September 2015: Proposed Land Acquisition for Park and Proposed Land Exchange.

1.4 Confirmation of Minutes

Moved Councillor Lester, seconded Councillor Ahipene-Mercer

Resolved

That the Council:

Approve the minutes of the Ordinary Council Meeting held on 19 August 2015, 26 August 2015 and the Extraordinary Council Meeting held on 16 September 2015, having been circulated, that they be taken as read and confirmed as an accurate record of that meeting.

Carried

1.5 Items not on the Agenda

There were no items not on the agenda.

1.6 Public Participation

1.6.1 Mr Russell Taylor

Mr Russell Taylor addressed the Council on Council's Remuneration and Employment Policy.

Attachments

- 1 Tabled Item A - Mr Russell Taylor's query to Council

1.6.2 George Darrach and Graeme Ramsey (Problem Gambling Foundation)

Mr Darrach addressed the Council regarding the Gambling Venues Policy to be adopted by Council.

(Councillor Sparrow joined the meeting at 05:48 pm.)

1.6.3 Rajesh Nahna (NZ Racing Board)

Mr Nahna from the NZ Racing Board addressed the Council regarding the Gambling Venues Policy to be adopted by Council.

2. General Business

2.1 Adoption of 2016 Council and Committee Meeting Schedule

Moved Councillor Lester, seconded Councillor Free

Resolved

That the Council:

1. Receive the information.
2. Agree and adopt the schedule of meetings for the period January to September 2016.
3. Note the following timing guidelines:
 - a. The schedule runs until September 2016 due to the timing of the 2016 Local Government elections
 - b. Where possible, Council meetings will commence at 5.30pm
 - c. Where possible, Council and committee meetings will be held on Tuesdays, Wednesdays and Thursdays.
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 and subcommittees will be formally notified by Democratic Services.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

2.2 Joint Committee on the Wellington Region Waste Management and Minimisation Plan

Moved Councillor Pannett, seconded Councillor Lester

Resolved

That the Council:

1. Receive the information.
2. Agree the Terms of Reference for the Joint Committee on the Wellington Region Waste Management and Minimisation Plan and the delegations outlined in the terms of reference that are included as Attachment One.
3. Note Porirua City Council, South Wairarapa District Council (on behalf of the Wairarapa Councils) and Kapiti Coast District Council have approved the re-establishment of the Joint Committee and the Terms of Reference on 6 August, 26 August and 27 August 2015, respectively. This proposal was also recommended for approval to Hutt City Council on 22 September 2015. Planning for Upper Hutt City Council is within this same timeframe, but has not been yet confirmed.
4. Agree to nominate and appoint **Councillor Pannett** as the Wellington City appointee to the Joint Committee.
5. Agree in accordance with clause 30(7) Schedule 7 of the Local Government Act 2002, that the Wellington Region Waste Management and Minimisation Plan Joint Committee is not deemed to be discharged following each triennial election.
6. Delegate to the Chief Executive Officer and the appointee onto the Joint Committee the authority to make any necessary editorial changes and/or amendments to the Waste Management and Minimisation Plan.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

3. Committee Reports

3.1 Report of the Community, Sport and Recreation Committee Meeting of 16 September 2015

(Councillor Foster had declared a conflict of interest in relation to this item and did not take part in any discussion or voting on this item.)

Report on the Gambling Venues Policy and Feedback on Consultation

Moved Councillor Eagle, seconded Councillor Ritchie

Recommendation

That the Council:

1. Agree to adopt the proposed Gambling Venues policy (Attachment 1).

Moved Councillor Free, seconded Councillor Pannett, the following amendment:

That the Council:

1. Agree to **amend and** adopt the proposed Gambling Venues Policy (Attachment 1) to **include the following:**
 - a. **That the maximum number of machines for Onslow Zone be 9; for Western Zone be 44; for Lambton be 9; and for Central Area Zone be 335.**

Voting For: Councillor Eagle, Councillor Free, Councillor Lee, Councillor Lester, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow and Councillor Woolf

Voting Against: Councillor Ahipene-Mercer, Councillor Marsh and Councillor Young

Majority Vote: 9:3

Carried

Resolved

That the Council:

1. Agree to amend and adopt the proposed Gambling Venues Policy (Attachment 1) to include the following:
 - a. That the maximum number of machines for Onslow Zone be 9; for Western Zone be 44; for Lambton be 9; and for Central Area Zone be 335.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 12:0

Carried

(Councillor Foster re-joined the meeting.)

3.2 Report of the Environment Committee Meeting of 17 September 2015

Final Report on Proposed Camping Bylaw Amendments

Moved Councillor Ritchie, seconded Councillor Pannett

Resolved

That the Council:

1. Agree to adopt the following recommended changes (additions in bold) to Schedule One of clause 12 (Camping) of part 5 (Public Places) of the Wellington City Consolidated Bylaw 2008 to increase camping restrictions at the Te Kopahou Reserve car park:

The car park at Te Kopahou Reserve is situated at the western end of Owhiro Bay Parade. Marked parking spaces within the car park are available for freedom camping with restrictions. Freedom camping **is prohibited in all other areas including** in the area outside the car park entrance on the roadside verge ~~is prohibited~~.

Restrictions: **Certified self-contained vehicles only**, four nights maximum in a single calendar month.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

Relocation of the dog exercise area at Ian Galloway Park

Moved Councillor Ritchie, seconded Councillor Sparrow

Resolved

That the Council:

1. Agree that the off-leash dog exercise area at Ian Galloway Park be moved to a new location as shown on the map (Attachment 1.)

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

3.3 Report of the Regulatory Processes Committee Meeting of 17 September 2015

Proposed Road Stopping - Land Adjoining 78 Newlands Road, Newlands

Moved Councillor Ahipene-Mercer, seconded Councillor Foster

Resolved

That the Council:

- 1.a. Agree that approximately 215m² of unformed legal road land on Newlands Road, Newlands, shown as land bordered red on the plan in Attachment 1 (the Land) and adjoining 78 Newlands Road, Newlands (being Lot 15 DP 14870, CFR WN970/65) is not required for a public work and surplus to requirements.
- b. Agree to dispose of the Land.
- c. Delegate to the Chief Executive Officer the power to conclude all matters in relation to the road stopping and disposal of the Land, including all legislative matters, issuing relevant public notices, declaring the road stopped, negotiating the terms of sale or exchange, impose any reasonable covenants, and anything else necessary.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

Proposed Road Stopping - Land Adjoining 25 Motueka Street, Ngaio

Moved Councillor Ahipene-Mercer, seconded Councillor Foster

Resolved

That the Council:

- 1.a. Agree that approximately 95m² of unformed legal road land on Motueka Street, Ngaio, shown as land bordered red on the plan in Attachment 2 (the Land) and adjoining 25 and 27 Motueka Street, Ngaio (being Lots 38-39 and Part Lot 51 DP 2254, CFR WN289/22) are not required for a public work and surplus to requirements.

- b. Agree to dispose of the Land.
- c. Delegate to the Chief Executive Officer the power to conclude all matters in relation to the road stopping and disposal of the Land, including all legislative matters, issuing relevant public notices, declaring the road stopped, negotiating the terms of sale or exchange, impose any reasonable covenants, and anything else necessary.

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

3.4 Report of the Governance, Finance and Planning Committee Meeting of 23 September 2015

Moved Councillor Lester, seconded Councillor Foster

Resolved

That the Council:

1. Agree the 2015/16 project spend increases with commensurate reductions to budgets in the 2016/17 Annual Plan as outlined in the table below (Table 2):

Project	Project name	Opex/ Capex	Activity Area	2015/16 Overspend Bfwd \$'000	2016/17 Long-term Plan \$'000	2016/17 Proposed Annual Plan \$'000
Table 2						
C708	Cable Car	(Opex)	7 - Transport 6 - Urban	1,500	2,500	1,000
CX406	Central City Framework	(Capex)	Development	750	1,947	1,197
CX426	Civic Property renewals	(Capex)	10 - Council	483 ¹	4,202	4,202
<i>There will be an operational cost associated with these brought forward amounts of approximately \$81k</i>						

1. This amount will be brought forward from 2018/19 not 2016/17

2. Agrees that the increased 2015/16 project spends as outlined in the table below (Table 3) be funded by prior year surpluses.

Project	Project name	Opex/ Capex	Activity Area	2015/16 Over/(Under) spend \$'000	2015/16 Annual Plan \$'000	2015/16 Proposed \$'000
Table 3						
C026c	Road Marking Maintenance	(Opex)	7 - Transport	120	547	667
<i>There will be an operational cost associated with these brought forward amounts of approximately \$4k</i>						

Voting For: Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster, Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Ritchie, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

Carried

(Councillor Pannett left the meeting at 06:15 pm.)

4. Public Excluded

Moved Councillor Lester, seconded Councillor Foster

Resolved

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 except for Adam Holloway and Kerry Anderson from DLA Piper because of their specialist knowledge of the matters under discussion::

General subject of the matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
4.1 Public Excluded Report of the Environment Committee Meeting of 17 September 2015	7(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).	s48(1)(a) That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7.

Carried

The meeting went into public excluded session at 06.16pm.

The meeting concluded at 06.21pm.

Confirmed: _____
Chair