

STRATEGY AND POLICY COMMITTEE



MINUTES

THURSDAY 12 SEPTEMBER 2013

**9.18AM – 10.30AM
10.51AM – 12.50PM
1.30PM – 3.00PM
3.02PM – 3.03PM (PUBLIC EXCLUDED)**

**Committee Room 1
Ground Floor, Council Offices
101 Wakefield St
Wellington**

PRESENT:

| | |
|--------------------------------|---|
| Mayor Wade-Brown | (9.18am – 10.30am, 10.52am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Ahipene-Mercer | (9.22am – 10.30am, 10.51am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Best (Deputy Chair) | (9.18am – 10.30am, 10.51am – 12.50pm, 1.31pm – 1.59pm, 2.40pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Cook | (9.18am – 10.30am, 10.51am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Coughlan | (9.18am – 10.30am, 11.16am – 12.50pm, 1.31pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Eagle | (9.18am – 10.30am, 11.16am – 12.50pm, 1.34pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Foster (Chair) | (9.18am – 10.30am, 10.51am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Lester | (9.18am – 10.30am, 10.51am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor McKinnon | (9.18am – 10.04am, 10.07am – 10.30am, 10.51am – 12.50pm, 1.31pm – 2.29pm.) |
| Councillor Marsh | (9.26am – 10.30am, 10.56am – 11.14am, 11.38am – 12.50pm, 1.34pm – 2.29pm.) |
| Councillor Morrison | (9.31am – 10.30am, 10.56am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |
| Councillor Pannett | (9.18am – 10.17am, 10.51am – 10.57am, 10.59am – 12.50pm, 1.30pm – 3.00pm, 3.02pm – 3.03pm.) |

Councillor Pepperell (9.18am – 10.30am, 10.51am – 12.50pm, 1.30pm - 3.00pm, 3.02pm – 3.03pm.)
Councillor Ritchie (9.18am – 9.48am, 9.58am - 10.30am, 10.51am – 11.38am, 11.40am - 12.50pm, 1.30pm - 3.00pm, 3.02pm – 3.03pm.)

DEMOCRATIC SERVICES OFFICERS IN ATTENDANCE:

Antoinette Bliss - Committee Advisor

APOLOGIES:

238/13P **APOLOGIES**
(1215/52/IM)

Moved Councillor Foster, seconded Mayor Wade-Brown, the motion that the Strategy and Policy Committee accept apologies for lateness from Councillors Ahipene-Mercer and Councillor Morrison.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Accept apologies for absence for lateness from Councillor Ahipene-Mercer and Councillor Morrison.*

239/13P **CONFLICT OF INTEREST DECLARATIONS**
(1215/52/IM)

NOTED:

There were no conflict of interest declarations.

(Councillor Ahipene-Mercer arrived at the meeting at 9.22am.)

240/13P **PUBLIC PARTICIPATION**
(1215/52/IM)

NOTED:

1. Judith Fyfe addressed the meeting regarding Report 4, Adoption of the Draft Alcohol Management Strategy and Draft Local Alcohol Management Plan.

(Councillor Marsh arrived at the meeting at 9.26am.)

241/13P **ORDER OF BUSINESS**
(1215/52/IM)

NOTED:

The Chair advised the meeting that the remainder of the agenda would be taken as follows:

- Report 2 - Annual Report of the Pacific Advisory Group
- Report 1 - Development Contributions- Agreement with Massey University, Wellington
- Report 3 - Wellington City's 2013 Climate Change Action Plan and The Council's Carbon
- Report 4 - Adoption of the Draft Alcohol Management Strategy and Draft Local Alcohol Management Plan
- Report 5 - Land Acquisition.

242/13P **ANNUAL REPORT OF THE PACIFIC ADVISORY GROUP**
Report of Joanne Maraki, Team Leader, Consultation and Engagement.
(1215/52/IM) (REPORT 2)

(Councillor Morrison arrived at the meeting at 9.31am.)

Noted that Tina McNicholas, Chair, Pacific Advisory Group presented their report to the Committee.

Moved Councillor McKinnon, seconded Councillor Eagle, the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note the achievements and milestones of the Pacific Advisory Group for the period July 2012 to June 2013.*
3. *Agree to the Pacific Advisory Group's recommendation that Council develop a guide to support Council and officers in their engagement with and service activities to Pacific communities.*

(Councillor Ritchie left the meeting at 9.48am.)
 (Councillor Ritchie returned to the meeting at 9.58am.)
 (Councillor McKinnon left the meeting at 10.04am.)

243/13P **DEVELOPMENT CONTRIBUTIONS - AGREEMENT WITH MASSEY UNIVERSITY, WELLINGTON**
 Report of Andrew Stitt, Manager Policy.
 (1215/52/IM) (REPORT 1)

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

(Councillor McKinnon returned to the meeting at 10.07am.)

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note that Massey University has a ten year plan of proposed investment in the Wellington Campus.*
3. *Note that an opportunity exists for the Council to support Massey University's development plans through a Development contributions agreement and entering into an agreement will help the Council achieve its vision of a smart and strong economy.*
4. *Note that Massey University agreement (appendix 1 of the report) is consistent with the Development Contributions Policy as provided for in Clause 2.5.6 which states that private development contribution agreements may be progressed.*
5. *Note that under the proposed agreement Massey will be required to pay 100 percent of growth related capital expenditure created by developments to the Wellington Campus based on student and staff numbers and recorded water use, rather than gross floor area as assumed in the Development Contributions Policy.*
6. *Note that the recently announced amendments to the Local Government Act 2002 will support the Council's approach of entering into Development Contributions agreements with developers. Amendments will be introduced to Parliament in late 2013 and it is anticipated that new legislation will be enacted in mid 2014.*

7. *Agree that the Development Contributions Agreement with Massey University be approved. Upon your approval the Chief Executive has the delegation to sign the agreement on behalf of the Council.*
8. *Agree to delegate to the Chief Executive the authority to amend the Development contributions agreement with Massey University to include any amendments agreed by the Committee and any other minor consequential edits.*

244/13P **WELLINGTON CITY'S 2013 CLIMATE CHANGE ACTION PLAN AND THE COUNCIL'S CARBON MANAGEMENT POLICY**

Report of Catherine Leining, Principal Programme Advisor, Policy Team.

(1215/52/IM)

(REPORT 3)

(Councillor Pannett left the meeting at 10.17am.)

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

(The meeting adjourned for morning tea at 10.30am and reconvened at 10.51am.)

(Councillors Ahipene-Mercer, Best, Cook, Foster, Lester, McKinnon, Pannett, Pepperell and Ritchie were present when the meeting reconvened.)

The Chair called for a member to replace the absent mover of the substantive motion.

Moved Councillor Pannett (previously moved by Mayor Wade-Brown), seconded Councillor Ritchie, the substantive motion.

(Mayor Wade-Brown returned to the meeting at 10.52am.)

(Councillor Marsh returned to the meeting at 10.56am.)

(Councillor Morrison returned to the meeting at 10.56am.)

(Councillor Pannett left the meeting at 10.57am.)

The Chair called for a member to replace the absent mover of the substantive motion.

Moved Mayor Wade-Brown (previously moved by Councillor Pannett), seconded Councillor Ritchie, the substantive motion.

(Councillor Pannett returned to the meeting at 10.59am.)

(Councillor Marsh left the meeting at 11.14am.)

(Councillor Eagle returned to the meeting at 11.16am.)

(Councillor Coughlan returned to the meeting at 11.16am.)

The substantive motion was put and a DIVISION called.

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

Voting against: Nil

Majority Vote: 13:0

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree to adopt Wellington City's 2013 Climate Change Action Plan, subject to amendments as provided in recommendation 3.*
3. *Agree to delegate to the Chief Executive and the Climate Change Portfolio Leader the authority to amend the 2013 Climate Change Action Plan based on amendments agreed by the Committee and any consequential or minor edits.*
4. *Note that the 2013 CCAP is proposed for adoption on the basis of consultation and engagement that has already been conducted separately on the primary measures it contains.*
5. *Note that the 2013 Climate Change Action Plan will be published by the end of September 2013.*
6. *Note that officers will propose transformational initiatives for consideration in the next Annual Plan and Long-term Plan to help achieve the longer-term objectives of the 2013 Climate Change Action Plan.*
7. *Agree to the following draft amendment to the Council's Carbon Management Policy as the basis for policy design and consultation under the next draft Annual Plan:*
 - (a) *Deletion: "Revenues generated from the sale of emission units or from costs recovered by way of fees and charges will be treated as other revenues received by the Council. There will be no ring-fenced use of revenues arising from the Council's response to the New Zealand Emissions Trading Scheme."*

- (b) *Insertion: “The Council will reinvest a share of revenue from the sale of forestry emission units under the New Zealand Emissions Trading Scheme or Permanent Forest Sink Initiative to protect or enhance the Council’s forest carbon stocks. Other revenues generated from the sale of emission units or from costs recovered by way of fees and charges in regard to the New Zealand Emissions Trading Scheme will be treated as other revenues received by the Council.”*

245/13P **ADOPTION OF THE DRAFT ALCOHOL MANAGEMENT STRATEGY AND DRAFT LOCAL ALCOHOL MANAGEMENT PLAN**
 Report of Jaime Dyhrberg, Service Development and Improvement Manager, Giselle Bareta, Senior Advisor, Community Networks, and Andrew Stitt, Manager, Policy
 (1215/52/IM) (REPORT 4)

Moved Councillor Cook, seconded Councillor Foster, the substantive motion with changes to the recommendations in the officer’s report as follows (in bold):

THAT the Strategy and Policy Committee:

1. Receive the information.
2. Note the feedback from consultation on the draft Alcohol Management Strategy and draft Local Alcohol Policy (attached as Appendix 1 of the officer’s report).
3. **Recommend that Council** adopt the final Alcohol Management Strategy (attached as Appendix 3)
4. Determine that regard has been given to the matters in section 78(2) of the Sale and Supply of Alcohol Act 2012 in preparing the Provisional Local Alcohol Policy (attached as Appendix 4 of the officer’s report).
5. Recommend that Council adopt the Provisional Local Alcohol Policy (attached as Appendix 4) with the following amendments:

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Subheading – add “and Southern Zone” at the end of the subheading

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Paragraph 4 – remove strikethrough for “Southern Zone” and add “By virtue of their location in the Southern Zone for alcohol-related harm, they will also be subject to additional trading conditions”

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Paragraph 5 – add “and the Southern Zone” after “in the Central Area”

6. Agree to delegate to the Chief Executive and the Social Portfolio Leader, the authority to amend the Alcohol Management Strategy and Provisional Local Alcohol Policy to include any amendments agreed by the Committee and any associated minor consequential edits.
7. Recommend that Council agree to give public notice of the Provisional Local Alcohol Policy and the rights of appeal pursuant to section 80 of the Sale and Supply of Alcohol Act 2012 on January 21, 2014.
8. Recommend that Council agree to delegate to the Chief Executive and the Mayor, the authority to amend the Provisional Local Alcohol Policy to include any amendments arising from Sale and Supply Alcohol Act 2012 regulations.
9. Agree that the Alcohol Management Strategy implementation priorities for the current financial year and leading into 2014/15:
 - (a) Exploring a voluntary accord for a six month trial of 7am-9pm trading hours for the central city and Southern Zone.
 - (b) Running a social marketing campaign on pre-loading and side-loading
 - (c) Establishing a ‘Capital Host’ initiative for off-licences
 - (d) Exploring a regional approach to making being intoxicated in a public place an offence.
10. Note the information that will be added to an update of the Alcohol Management Snapshot publication (attached as Appendix 5 of the officer’s report).

(Councillor Marsh returned to the meeting at 11.38am.)

(Councillor Ritchie left the meeting at 11.38am.)

(Councillor Ritchie returned to the meeting at 11.40am.)

Moved Councillor Lester, seconded Councillor Pepperell, the following amendment:

THAT the Strategy and Policy Committee:

9. Agree that the Alcohol Management Strategy implementation priorities for the current financial year and leading into 2014/15:
 - ~~(d) Exploring a regional approach to making being intoxicated in a public place an offence.~~
 - (d) Exploring a regional approach that considers introducing enhanced regulatory tools to ensure Wellington is a safe but vibrant entertainment destination.**

Moved Councillor Marsh, seconded Councillor Coughlan, the following foreshadowed amendment.

THAT the Strategy and Policy Committee:

9. Agree that the Alcohol Management Strategy implementation priorities for the current financial year and leading into 2014/15:
 - (d) Exploring a regional approach that considers introducing enhanced regulatory **and educational** tools to ensure Wellington is a safe but vibrant entertainment destination.

The foreshadowed amendment was accepted with the leave of the meeting.

The amendment moved by Councillor Lester with additional words from Councillor Marsh's foreshadowed amendment was put and a DIVISION called:

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

Voting against: Councillors Ahipene-Mercer, Pannett and Ritchie.

Vote: 11:3

The amendment was declared CARRIED.

(The meeting adjourned for lunch at 12.50pm and reconvened at 1.30pm.)

(Mayor Wade-Brown, Councillors Ahipene-Mercer, Cook, Foster, Lester, Morrison, Pannett, Pepperell and Ritchie were present when the meeting reconvened.)

(Councillor McKinnon returned to the meeting at 1.31pm.)

(Councillor Coughlan returned to the meeting at 1.31pm.)

(Councillor Best returned to the meeting at 1.31pm.)

(Councillor Eagle returned to the meeting at 1.34pm.)

(Councillor Marsh returned to the meeting at 1.34pm.)

The substantive motions 1, 2, 6, 7, 8 and 10 were put and a DIVISION called.

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

Voting against: Nil

Majority Vote: 14:0

The substantive motions 1, 2, 6, 7, 8 and 10 were declared CARRIED.

The substantive motion amended recommendation 3 was put and a DIVISION called:

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

Voting against: Councillors Ahipene-Mercer and Ritchie.

Vote: 12:2

The substantive motion amended recommendation 3 was declared CARRIED.

The substantive motion 4 was put and a DIVISION called:

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

Voting against: Councillor Ritchie.

Vote: 13:1

The substantive motion 4 was declared CARRIED.

The substantive motion amended recommendation 5 was put and a DIVISION called:

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

Voting against: Councillor Ahipene-Mercer and Ritchie.

Vote: 12:2

The substantive motion amended recommendation 5 was declared CARRIED.

The substantive motion 9(a) was put and a DIVISION called:

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

Voting against: Councillor Ritchie.

Vote: 13:1

The substantive motion 9(a) was declared CARRIED.

The substantive motion 9(b) was put and a DIVISION called:

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

Voting against: Nil

Vote: 14:0

The substantive motion 9(b) was declared CARRIED.

The substantive motion 9(c) was put and a DIVISION called:

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

Voting against: Nil

Vote: 14:0

The substantive motion 9(c) was declared **CARRIED**.

The substantive motion amended recommendation 9(d) was **put** and a **DIVISION** called:

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

Voting against: Councillor Ahipene-Mercer, Pannett and Ritchie.

Vote: 11:3

The substantive motion amended recommendation 9(d) was declared **CARRIED**.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note the feedback from consultation on the draft Alcohol Management Strategy and draft Local Alcohol Policy (attached as Appendix 1 of the officer's report).*
3. ***Recommend that Council adopt the final Alcohol Management Strategy (attached as Appendix 3)***
4. *Determine that regard has been given to the matters in section 78(2) of the Sale and Supply of Alcohol Act 2012 in preparing the Provisional Local Alcohol Policy (attached as Appendix 4 of the officer's report).*
5. *Recommend that Council adopt the Provisional Local Alcohol Policy (attached as Appendix 4) with the following amendments:*

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Subheading – add “and Southern Zone” at the end of the subheading

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Paragraph 4 – remove strikethrough for “Southern Zone” and add “By virtue of their location in the Southern Zone for alcohol-related harm, they will also be subject to additional trading conditions”

Section 11/Discretionary Conditions/Late-night trading and off-licence conditions in the Central Area/Paragraph 5 – add “and the Southern Zone” after “in the Central Area”

6. *Agree to delegate to the Chief Executive and the Social Portfolio Leader, the authority to amend the Alcohol Management Strategy and Provisional Local Alcohol Policy to include any amendments agreed by the Committee and any associated minor consequential edits.*
7. *Recommend that Council agree to give public notice of the Provisional Local Alcohol Policy and the rights of appeal pursuant to section 80 of the Sale and Supply of Alcohol Act 2012 on January 21, 2014.*
8. *Recommend that Council agree to delegate to the Chief Executive and the Mayor, the authority to amend the Provisional Local Alcohol Policy to include any amendments arising from Sale and Supply Alcohol Act 2012 regulations.*
9. *Agree that the Alcohol Management Strategy implementation priorities for the current financial year and leading into 2014/15:*
 - (a) *Exploring a voluntary accord for a six month trial of 7am-9pm trading hours for the central city and Southern Zone.*
 - (b) *Running a social marketing campaign on pre-loading and side-loading*
 - (c) *Establishing a ‘Capital Host’ initiative for off-licences*
 - ~~(d) *Exploring a regional approach to making being intoxicated in a public place an offence.*~~
 - (d) ***Exploring a regional approach that considers introducing enhanced regulatory and educational tools to ensure Wellington is a safe but vibrant entertainment destination.***

NOTED:

The Resolution differs from the officer’s recommendations as follows:

The Committee added the text in **bold** and the text removed with ~~strikethrough~~.

(Councillor Best left the meeting at 1.59pm.)

(Councillor Marsh left the meeting at 2.29pm.)

(Councillor Best returned to the meeting at 2.40pm.)

246/13P **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/52/IM)

Moved Councillor Foster, seconded Councillor McKinnon, the motion to exclude the public.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

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 - Land Acquisition

Grounds: Section 48(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.

Reason: Section 7.2(i) - Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiation).

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.

These reasons for withholding the information contained in the item are not outweighed by any considerations that render it desirable, in the public interest, to make the information available.

The meeting went into public excluded session at 3.02pm.

For item 247/13P, please see the public excluded minutes.

The meeting concluded at 3.00pm.

Confirmed: _____

Chair

/ /