

**ORDINARY MEETING**

**OF**

**WELLINGTON CITY COUNCIL**

**MINUTES**

**Time:** 5.36 pm  
**Date:** Wednesday, 16 December 2015  
**Venue:** Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington

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**PRESENT**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Coughlan  
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**

No apologies were received.

### **1.2 Announcements by the Mayor**

At the Town Planning Day celebrations the Wellington Branch of the NZ Planning Institute (NZPI) awarded the Geok Ling Phang Memorial Award for 2015 to the Wellington City Council for the Wellington Urban Growth Plan.

The award is given to projects or publications which:

- progress the planning profession and highlight the valuable contribution sound planning makes to the quality of where we live, work and play; and
- progress collective initiatives in our cities and regions that bring quality and meaning to our lives and in the future.

### **1.3 APW Awards**

Nil

### **1.4 Conflict of Interest Declarations**

Nil

### **1.5 Confirmation of Minutes**

**Moved Mayor Wade-Brown, seconded Councillor Ahipene-Mercer**

#### **Resolved**

That the Council:

1. Approve the minutes of the Ordinary and Extraordinary Council Meetings held on 28 October 2015 and 8 December 2015, having been circulated, that they be taken as read and confirmed as an accurate record of that meeting.

**Carried**

### **1.6 Items not on the Agenda**

There are no items not on the agenda.

### **1.7 Public Participation**

- 1.7.1 Allan Probert and Lucas Putnam from LA Boca Loca and Andrew Hawkes, from Park Kitchen regarding BID/ food truck in Miramar.

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## 2. General Business

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### 2.1 Amendment to Terms of Reference and Delegations

**Moved Mayor Wade-Brown, seconded Councillor Lester**

**Resolved**

That the Council:

1. Receive the information.
2. Agree to amend the Terms of Reference for the Governance, Finance and Planning Committee to include City Resilience.
3. Agree to include City Resilience in the Mayor's Portfolio.

A division was called for, voting on which was as follows:

**For:**

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

**Against:**

Majority Vote: 15:0

**Carried**

### 2.2 Submission on Shop Trading Hours Amendment Bill

**Moved Councillor Coughlan, seconded Councillor Marsh**

That the Council:

1. Receive the information.
2. Note that the deadline for submissions to be received by the Select Committee Clerk is 21 January 2016.
3. Agree to the attached submission on the Shop Trading Hours Amendment Bill.

4. Delegate to the Chief Executive Officer and Chair of the Economic Growth and Arts Committee the authority to include any amendments required.

**Moved Mayor Wade-Brown, seconded Councillor Eagle**, the following amendment to recommendation 3 by way of substitution:

That the Council:

3. Agree to amend the attached submission on the Shop Trading Hours Amendment Bill to strengthen the Council's preference for a consistent nationwide approach.

A division was called for, voting on which was as follows:

**For:**

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

**Against:**

Councillor Pannett

Majority Vote: 14:1

**Carried**

**Moved Councillor Coughlan, seconded Councillor Marsh** the following substantive motion:

**Resolved**

That the Council:

1. Receive the information.
2. Note that the deadline for submissions to be received by the Select Committee Clerk is 21 January 2016.
3. Agree to amend the attached submission on the Shop Trading Hours Amendment Bill to strengthen the Council's preference for a consistent nationwide approach.
4. Delegate to the Chief Executive Officer and Chair of the Economic Growth and Arts Committee the authority to include any amendments required.

A division was called for, voting on which was as follows:

**For:**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Coughlan

**Against:**

Councillor Pannett

Councillor Eagle  
Councillor Foster  
Councillor Free  
Councillor Lee  
Councillor Lester  
Councillor Marsh  
Councillor Peck  
Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf  
Councillor Young  
Majority Vote: 14:1

**Carried**

### **2.3 Councillor Appointment to Te Wharewaka o Pōneke Trust**

**Moved Councillor Lester, seconded Councillor Foster**

#### **Resolved**

That the Council:

1. Receive the information.
2. Agree to the appointment of a Councillor to the board of Te Wharewaka o Pōneke Trust.

1 and 2 voted on as follows:

A division was called for, voting on which was as follows:

**For:**

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

**Against:**

Majority Vote: 15:0

**Carried**



**Moved Councillor Lester, seconded Councillor Marsh:**

3. Agree to appoint Councillor Eagle to the board of Te Wharewaka o Pōneke Trust.

A division was called for, voting on which was as follows:

**For:**

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

**Against:**

Majority Vote: 15:0

**Carried**

### **3. Committee Reports**

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#### **3.1 Report of the Transport and Urban Development Committee Meeting of 19 November 2015**

##### **Traffic Bylaw Review 2015 - adoption of amended bylaw**

**Moved Councillor Foster, seconded Councillor Ahipene-Mercer**

**Resolved**

That Council:

1. Adopt the amended Part 7: Traffic of the Wellington City Consolidated Bylaw 2008 (Attachment 1).

A division was called for, voting on which was as follows:

**For:**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Coughlan  
Councillor Eagle

**Against:**

Councillor Foster  
Councillor Free  
Councillor Lee  
Councillor Lester  
Councillor Marsh  
Councillor Pannett  
Councillor Peck  
Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf  
Councillor Young

Majority Vote: 15:0

**Carried**

### **3.2 Report of the Community, Sport and Recreation Committee Meeting of 25 November 2015**

#### **Report on Submissions - Fire Bylaw Review 2015**

**Moved Councillor Eagle, seconded Councillor Foster**

#### **Resolved**

That Council:

1. Adopt the proposed revised Part 3: Fire Prevention of the Wellington City Consolidated Bylaw 2008 (Attachment 1).

A division was called for, voting on which was as follows:

**For:**

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

**Against:**

Majority Vote: 15:0

**Carried**

## 4. Public Excluded

### Moved Mayor Wade-Brown, seconded Councillor Free

#### Resolved

THAT the Council :

1. 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 namely:

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 Appointments to Council-Controlled Organisations	7(2)(a) The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.	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.
4.2 Public Excluded Report of the Transport and Urban Development Committee Meeting of 19 November 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.

2. Permit Rachel Taylor and Kerry Anderson, from DLA Piper to remain at the meeting after the public has been excluded, because of their specialist knowledge of the matters under discussion.

A division was called for, voting on which was as follows:

**For:**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Coughlan  
Councillor Eagle  
Councillor Foster  
Councillor Free  
Councillor Lee  
Councillor Lester  
Councillor Marsh  
Councillor Pannett  
Councillor Peck

**Against:**

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Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf  
Councillor Young

Majority Vote: 15:0

**Carried**

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The meeting went into public excluded session at 6.21pm.

The meeting concluded at 6.42pm.

Confirmed: \_\_\_\_\_  
Chair