

**ORDINARY MEETING**

**OF**

**WELLINGTON CITY COUNCIL**

**MINUTES**

**Time:** 05:30pm  
**Date:** Wednesday, 23 March 2016  
**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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<b>Nil</b>	

## **1 Meeting Conduct**

### **1.1 Apologies**

No apologies were received.

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

#### **Brussels, Belgium**

On behalf of Wellington and Wellington City Council I would like to express my sympathy in regards to the March 22 terror attacks in Brussels, Belgium.

The latest information is that at least 34 people are dead and 250 are wounded.

In response to this tragedy, our hearts go out to those who have lost loved ones and those who are still waiting for news. I wish those who have been injured all the best for their recovery.

I would also like to praise the emergency service workers who responded to the tragedy and acknowledge the stories of everyday heroism that have emerged.

The Brussels flag colours are being projected on the Michael Fowler Centre as a sign of respect.

Our thoughts are with the people of Brussels.

Je suis Bruxelles.

#### **Festivals in Wellington**

Wellington has experienced an amazing summer from the lovely New Year's Eve, the largest ever Newtown community festival, to the NZ Festival, the Royal Edinburgh Tattoo, CubaDupa and Fringe – we have had it all.

Accommodation in the Central Business District (CBD) during the November to February period was full to capacity on the Monday through to Saturday nights which means we had a lot of people in town.

### **3.4 Report of the Economic Growth and Arts Committee Meeting of 15 March 2016**

#### **Item 3.4 Wellington Economic Initiatives Development Fund Six Monthly Update**

I have been advised by the Acting Chief Executive and officers, that item 3.4 should be deferred so that further advice on the recommendations could be obtained, based on that advice I defer the item to the next Council meeting to be held on 11 May 2016. Unfortunately, my comments at the 15 March Economic, Growth and Arts comment asking for this item to be dealt with at the 11 May meeting was not captured by staff.

### **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 Council Meeting held on 9 March 2016, 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

Nil

### 1.7 Public Participation

Nil

## 2. General Business

### 2.1 2016-17 Annual Plan Supporting Information and Consultation Document

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

#### **Resolved**

That the Council:

1. Receive the information.
2. Note the projects and programmes and associated budgets to form the Consultation Document for the 2016/17 Annual Plan were agreed by Council at its meeting of 9<sup>th</sup> March 2016.
3. Agree to adopt the 'supporting information' to be consulted alongside the Annual Plan 2016/17 Consultation Document as listed below:
  - a) Prospective Financial Statements and Statements of Significant Accounting Policies (as attached to this report)
  - b) Funding Impact Statements (as attached to this report)
  - c) Financial Reporting and Prudence Annual Plan Disclosure Statement (as attached to this report)
  - d) Food Act fees Statement of proposal (as attached to this report)
  - f) Service Statements provisions (as attached to this report)to include the following changes:
  - Environment – section 2.6 Conservation attractions (page 95 on the agenda) – the Zealandia description and budget have been changed to reflect the

- building buy-back proposal;
- Social and Recreation – section 5.2 Community Support (pages 115-116 on the agenda) – the Johnsonville library description and budget has been changed to reflect the kindergarten purchase decision;
  - Economic Development – section 3.1.6 Retail Support (pages 105-106 on the agenda)– the BID description has been updated to reflect the targeted rate proposal for the Kilbirnie BID; and
  - Social and Recreation – section 5.1 Recreation Promotion and Support (pages 109, 111-113 on the agenda) – descriptions and budgets changed to reflect Toitu Pōneke and Alex Moore Park decisions.
  - Cultural Wellbeing – Activity Budget – Section 4.1 Arts and Culture Activities (page 107-108 on the agenda) will be amended to reflect the changes agreed at the 9 March 2016 Governance, Finance and Planning Committee meeting
- h) Draft Low Carbon Capital plan (as attached to this report)
- i) Zealandia and Karori Sanctuary Trust
4. Agree to adopt the 2016/17 Annual Plan Consultation Document for public consultation as required under Sections 82A(3) and 95A of the Local Government Act 2002, noting the following change:
- a) on page 25 of the consultation document –delete the section on Alex Moore Sports Hub.
5. Delegate to the Chief Executive and the Mayor the authority to make any minor editorial changes to the 2016/17 Annual Plan Consultation Document.

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**

Secretarial Note: Cr Ahipene-Mercer expressed his intention to move further amendments at the June 2016 Annual Plan deliberation meeting.

Secretarial Note: Resolutions 3e) and 3g) were taken separately.

3. Agree to adopt the 'supporting information' to be consulted alongside the Annual Plan 2016/17 Consultation Document as listed below:
- e) Proposed fees and charges (as attached as attached to this report)

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 Marsh  
Councillor Pannett  
Councillor Peck  
Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf  
Councillor Young

**Against:**

Councillor Lester

Majority Vote: 14:1

**Carried**

3. Agree to adopt the 'supporting information' to be consulted alongside the Annual Plan 2016/17 Consultation Document as listed below:
- g) Urban Development Agency proposal (as attached to this report)

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 Sparrow  
Councillor Woolf  
Councillor Young

**Against:**

Councillor Pannett  
Councillor Ritchie

Majority Vote: 13:2

**Carried**



## 2.2 Wellington Porirua merger option

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

#### Recommendations

That the Council:

1. Receive the information.
2. Note that if both Councils agree to explore the option of merging Porirua and Wellington cities, the Local Government Commission will be asked to lead the work (with input from both Councils as appropriate) and to report back to both Councils on its draft findings by December 2016.
3. Note that agreement to explore the option of merging Porirua and Wellington cities does not bind either Council to a decision to consult on any of the options identified, nor make – or support – a formal application for change to the Local Government Commission.
4. Note that if both Councils agree to explore options for merging Porirua and Wellington cities, that officers will prepare draft Terms of Reference for the work with Porirua City Council and the Local Government Commission based on the objectives, approach and areas of focus outlined in this report.
5. Note that Wellington City Council's formal position is that any merger should require a public referendum.
6. Agree:
  - a. that a more detailed exploration of a merger between Wellington City and Porirua City be carried out and reported back to both Councils by December 2016
  - or
  - b. that no further work be carried out on the option of merging Porirua City with Wellington City.

### Moved Mayor Wade-Brown, seconded Councillor Foster, the following amendments:

That the Council:

6. Note that the Cabinet paper, released today by DIA, proposes that "Council-led reorganisations proposals for the abolition or amalgamation of local authorities.... Will not be subject to a poll or electors".
7. Recommend that any further work on a Wellington-Porirua merger is delayed until new proposed legislation "Local Government – Better Local Services Reforms" is finalized and the process is clear.
8. Agree to recommend to the Local Government Commission that current work focus on options to improve regional service delivery.

The Council adjourned the meeting at 5.59pm for a short break and reconvened at 6.11pm.

**Moved Councillor Eagle, seconded Councillor Marsh, the following procedural motion:**

That the Council:

1. agree that the item being discussed be laid on the table until the Better Local Services Reforms is enacted.

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 Woolf  
Councillor Young

**Against:**

Councillor Sparrow

Majority Vote: 14:1

**Carried**

### **3. Committee Reports**

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#### **3.1 Report of the Governance, Finance and Planning Committee Meeting of 9 March 2016**

Secretarial Note: Items A-E were voted together as a whole.

**Moved Councillor Lester, seconded Councillor Peck**

#### **Resolved**

##### **A. Amendment to Code of Conduct for Elected Members**

That the Council:

1. Amend the Code of Conduct for Elected Members to reflect section 41A which states the Mayor:
  - a. leads the development of the Council's plans, policies and budgets for consideration by the members of the local authority.
  - b. appoints the Deputy Mayor, establishes committees; and
  - c. appoints the chairperson of each committee the Mayor establishes.

## **B. Karori Sanctuary Trust Proposal**

That the Council:

1. Agree to include a capital spend of \$10.34 million in the 2016/17 Annual Plan, for the purchase of the Visitor Centre building from the Karori Sanctuary Trust subject to the repayment of the \$10.34 million loan from Council to the Karori Sanctuary Trust occurring concurrently with the building purchase.
2. Agree to consult on the Trust Board's proposal to amend the Trust Deed to allow the Guardians to provide nominations for the future positions on the Board of Trustees for the Karori Sanctuary Trust and allow Council to appoint the future positions on the Trust Board, and consult on this proposal alongside the 2016/17 Annual Plan consultation process.

## **C. 2015/16 Project and Programmes Budget Change-(CX345 Sportsfields Renewals Upgrades)**

That the Council:

1. Approve an overspend of \$550,000 capital expenditure in 2015/16 for CX345 Sports fields Renewals/Upgrades (Activity 5: Social & Recreation), for the upgrade of Martin Luckie Park to meet the requirements of elite sports teams.

## **D. Supporting information to the Consultation Document: 2016/17 Annual Plan Fees & Charges**

That the Council:

1. Agree to adopt the proposed fees and charges as supporting document to be consulted alongside the 2016/17 Annual Plan consultation document

## **E. Supporting information to the Consultation Document: 2016/17 Annual Plan financial overview**

That the Council:

1. Agree that it is prudent to forecast a surplus in 2016/17 of \$15.6 million as detailed in the Prospective Financial Statements and Statements of Significant Accounting Policies.
2. Agree to consult on the Prospective Financial Statements and Statements of Significant Accounting Policies.
3. Agree to consult on the Funding Impact Statements.
4. Agree to consult on the Financial Reporting and Prudence Annual Plan Disclosure Statement

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

**Against:**

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 3 March 2016**

#### **Way forward for Wellington local alcohol policy**

**Moved Councillor Eagle, seconded Councillor Pannett**

#### **Resolved**

That Council:

1. Agree not to resubmit the Local Alcohol Policy (LAP), and should instead continue to monitor alcohol-related data in Wellington, work with key stakeholders, and consider future Alcohol Regulatory and Licensing Authority (ARLA) decisions on other provisional local alcohol policy (PLAP) appeals prior to determining if the Council requires a local alcohol policy.

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 Woolf  
Councillor Young

**Against:**

Councillor Ritchie  
Councillor Sparrow

Majority Vote: 13:2

**Carried**

2. Agree to continue to advocate to central government for a higher minimum unit price for alcohol including off licences.

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

**For:**

Mayor Wade-Brown  
Councillor Ahipene-Mercer

**Against:**

Councillor Coughlan  
Councillor Foster

Councillor Eagle  
Councillor Free  
Councillor Lee  
Councillor Lester  
Councillor Marsh  
Councillor Pannett  
Councillor Peck  
Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf

Councillor Young

Majority Vote: 12:3

**Carried**

### **3.3 Report of the Transport and Urban Development Committee Meeting of 16 March 2016**

#### **A. Bus Rapid Transit Funding**

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

#### **Resolved**

That Council:

1. Agree that the previously agreed \$375,000 contribution towards the Bus Rapid Transit business case be used as the Wellington City share contribution to the implementation of the priority 1 and 2 quick wins (noting that the total cost will be \$721,000 comprising \$375,000 from WCC and \$346,000 from New Zealand Transport Agency (NZTA))

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**

## **B. Wellington Housing Accord - nomination of special housing area**

### **Moved Councillor Foster, seconded Mayor Wade-Brown**

#### **Resolved**

That Council:

1. Recommend that the Minister of Building and Housing be asked to approve the following special housing area and associated qualifying development criteria as identified in the Special Housing Area map:
  - a. 1 Abbott Street, Ngaio, with qualifying development criteria being 2 or more dwellings or allotments.

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

#### **For:**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Coughlan  
Councillor Foster  
Councillor Free  
Councillor Marsh  
Councillor Peck  
Councillor Sparrow  
Councillor Woolf  
Councillor Young

#### **Against:**

Councillor Eagle  
Councillor Lee  
Councillor Lester  
Councillor Pannett  
Councillor Ritchie

Majority Vote: 10:5

**Carried**

## **3.4 Report of the Economic Growth and Arts Committee Meeting of 15 March 2016**

### **Wellington Economic Initiatives Development Fund Six Monthly Update**

This item has been deferred to the 11 May 2016 council meeting.

## **3.5 Report of the Regulatory Processes Committee Meeting of 17 March 2016**

### **Proposed road stopping - Land adjoining 12 and 14 Hohiria Road**

#### **Moved Councillor Ahipene-Mercer, seconded Councillor Lee**

#### **Resolved**

That Council:

- a. Agrees that approximately 78m<sup>2</sup> of unformed legal road land on Hohiria Road, Hataitai, shown as land bordered blue on Attachment 1 (the Land) and adjoining 12 and 14 Hohiria Road, Hataitai (being Lot 73 Block VIII DP 2529 CFR WN255/25 and Lot 72 DP

2529 CFR WN245/110) is not required for a public work and surplus to requirements.

- b. Agrees to dispose of the Land.
- c. Delegates 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.

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**

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Nil

The meeting concluded at 6:18 pm.

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