

ORDINARY MEETING

OF

WELLINGTON CITY COUNCIL

MINUTES

Time: 9:30 am
Date: Wednesday, 20 November 2019
Venue: Ngake (16.09)
Level 16, Tahiwī
113 The Terrace
Wellington

PRESENT

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

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1 Meeting Conduct

1.1 Karakia

The Chairperson opened the meeting at 9:32 am with the following karakia:

Whakataka te hau ki te uru,	Cease oh winds of the west
Whakataka te hau ki te tonga.	and of the south
Kia mākinakina ki uta,	Let the bracing breezes flow,
Kia mātaratara ki tai.	over the land and the sea.
E hī ake ana te atākura.	Let the red-tipped dawn come
He tio, he huka, he hauhū.	with a sharpened edge, a touch of frost,
Tihei Mauri Ora!	a promise of a glorious day

1.2 Apologies

No apologies were received.

(Councillor Pannett joined the meeting at 9:33 am)

1.3 Announcements by the Mayor

The Mayor instructed the newly elected members on key Standing Orders related to Council meetings.

Temporary Suspension of Standing Orders

Moved Mayor Foster, seconded Councillor Day

Resolved

That the Council:

1. Temporarily suspends the following standing orders to remove time limits for speaking at the meeting for item 2.1. Maiden Speeches for First-Term Councillors:
 - a. Standing Order 3.10.6 (*Time limits on speakers*), such that there are no time limits on speakers at the meeting for item 2.1. Maiden Speeches for First-Term Councillors).

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free

Against:

Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

1. 4 Conflict of Interest Declarations

No conflicts of interest were declared.

1. 5 Confirmation of Minutes

Moved Mayor Foster, seconded Councillor Sparrow

Resolved

That the Council:

1. Approve the minutes of the Ordinary Council Meeting held on 30 October 2019, having been circulated, that they be taken as read and confirmed as an accurate record of that meeting.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

1. 6 Items not on the Agenda

Additional agenda item: Chief Executive Recruitment Process

The Chairperson gave notice of a matter requiring urgent attention as follows:

Chief Executive Recruitment Process

- The item is not on the agenda because the final interviews for the CEO position took place after the agenda was published.
- The decision cannot be delayed because the Wellington City Council CEO position needs to be filled by March 2020, and there will only be one Council meeting in December.

Moved Mayor Foster, seconded Councillor Calvert

Resolved

That the Council:

1. Consider the item regarding **Chief Executive Recruitment Process** under item number 3.1 as a major item not on the agenda of the 20 November 2019 Council meeting.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

1. 7 Public Participation

There was no public participation

2. General Business

2.1 Maiden Speeches for First-Term Councillors

Moved Mayor Foster, seconded Deputy Mayor Free

Resolved

That the Council:

1. Receive the information.
2. Thank the first-term councillors for their maiden speeches.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

Secretarial note: First-term councillors were given the opportunity to address the meeting. The order of speaking was as follows:

Councillor Jenny Condie – Takapū/Northern Ward
Councillor Laurie Foon – Paekawakawa/Southern Ward
Councillor Rebecca Matthews – Wharangi/Onslow-Western Ward
Councillor Teri O'Neill – Motukairangi/Eastern Ward
Councillor Tamatha Paul – Pukehīnau/Lambton Ward
Councillor Sean Rush – Motukairangi/Eastern Ward

2.2 Governance Arrangements for the 2019/2022 Triennium

Moved Mayor Foster, seconded Councillor Fitzsimons

Resolved

That the Council:

1. Receive the information.
2. Note the committee and subcommittee memberships as announced by the Mayor and received by the Council at its meeting on 30 October 2019 (copy attached as Attachment 1).
3. Agree to changes to the committee and subcommittee memberships as follows:
 - a) Regulatory Processes Committee membership: Councillor Malcolm Sparrow (chairperson), Deputy Mayor Sarah Free, Councillor ~~Jill Day~~ Simon Woolf, Councillor Teri O'Neill, Councillor Jenny Condie and Councillor Rebecca Matthews
 - b) Grants Subcommittee membership: Councillor Fleur Fitzsimons (chairperson), Councillor Rebecca Matthews (deputy chairperson), Councillor Laurie Foon, Councillor Tamatha Paul, Councillor Iona Pannett and Councillor ~~Malcolm Sparrow~~ Jill Day
 - c) Council-Controlled Organisations membership: Councillor Jenny Condie (chairperson), Councillor ~~Simon Woolf~~ Malcolm Sparrow, Councillor Nicola Young, Councillor Laurie Foon, Councillor Sean Rush and Councillor Teri O'Neill
4. Agree to terms of reference for the Wellington City Council, Committees, Subcommittees and specific roles as set out in Attachment 2.
5. Agree the role descriptions and responsibilities of the Mayor, Deputy Mayor and Chairpersons as set out in Attachment 2.
6. Agree to establish the Revenue and Finance Working Group with the membership and functions as set out in Attachment 2, with the addition of Councillor Laurie Foon as a member.
7. Agree the specific delegations to the Mayor, Deputy Mayor, Chair of the Strategy and Policy Committee, and Chair of the Regulatory Processes Committee as set out in Attachment 2.
8. Agree the delegations for the Tawa Community Board and the Mākara/Ohariu Community Board as set out in Attachment 2.
9. Agree that the Port Nicholson Block Settlement Trust (PNBST) and Te Rūnanga o Toa Rangatira Incorporated (TOA) may attend any meetings of the Strategy and Policy Committee and the Annual Plan/Long-term Plan Committee and take part in discussion and debate at those meetings.
10. Agree the Resource Management Act 1991 delegations to officers as set out in Attachment 3.
11. Note that officers will undertake a review of the process for encroachment licences and will report back to Council early in the first quarter of 2020.
12. Note that the Resource Management Act 1991 delegations to officers are consistent with those agreed on 14 November 2013 and that these delegations will be the subject of a review, with officers reporting back to Council in the first quarter of 2020.

13. Delegate to the Mayor, Deputy Mayor and Chief Executive the authority to give effect to any changes made at the meeting and make editorial changes, prior to publishing the final Terms of Reference and Delegations document.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

Secretarial note: The amendments have been marked in red.

2.3 Elected Members' Appointments to Council Controlled Organisations, Council Organisations and External or Joint Committees and Organisations.

Moved Mayor Foster, seconded Deputy Mayor Free

Resolved

That the Council:

1. Receive the information.
2. Appoint Wellington City councillors to vacancies on the Boards of the following Council Controlled Organisations:

Council Controlled Organisation	Representation	Appointee
Basin Reserve Trust	One councillor	Cr Sean Rush
Joe Aspell Trust ¹	Three councillors	Cr Malcolm Sparrow Cr Rebecca Matthews Cr Nicola Young
Wellington Museums Trust	One councillor	Cr Diane Calvert
Wellington Zoo Trust	One councillor	Cr Fleur Fitzsimons
Wellington Regional Stadium Trust	One councillor	Cr Sean Rush
Karori Sanctuary Trust	One councillor	Mayor Andy Foster

3. Appoint Wellington City councillors to the following Council Organisations:

Council Organisation	Representation	Appointee
Wellington International Airport Ltd	One councillor	Mayor Andy Foster
Creative Communities Local Funding Scheme	Two councillors (under the terms of the contract with Creative NZ)	Cr Nicola Young Cr Tamatha Paul
NZ International Arts Festival Trust	Mayor*	Mayor Andy Foster
Porirua Harbour and Catchment Trust	One councillor	Cr Jenny Condie
Thomas George Macarthy Trust	Mayor*	Mayor Andy Foster
Te Wharewaka o Pōneke	Two councillors	Cr Jill Day Cr Tamatha Paul
Guardians of the Sanctuary	One councillor (And one alternate)	Mayor Andy Foster (Cr Teri O'Neill)

* The Mayor is automatically appointed to these positions under the relevant Trust agreement

4. Appoint a Wellington City councillor, and an alternate, to the following Council Advisory

¹ Excluding the Mayor, who is automatically appointed to the Trust.

and Reference Groups:

Council Advisory and Reference Group	Representation	Appointee
Accessibility Advisory Group	One councillor (and one alternate)	Cr Rebecca Matthews (Cr Tamatha Paul)
Environmental Reference Group	One councillor (and one alternate)	Cr Tamatha Paul (Cr Laurie Foon)
Pacific Advisory Group	One councillor (and one alternate)	Cr Teri O' Neill (Cr Rebecca Matthews)
Safe and Sustainable Transport Reference Group	One councillor (and one alternate)	Cr Jenny Condie (Cr Rebecca Matthews)
Youth Council	One councillor (and one alternate)	Cr Tamatha Paul (Cr Jill Day)

5. Appoint a Wellington City councillor and an alternate to the following groups and organisations:

Other Organisations	Representation	Appointee
Art Collection Group	One councillor (and one alternate)	Cr Nicola Young (Cr Fleur Fitzsimons)
Liaison with the Wellington Multi-Cultural Council	One councillor (and one alternate)	Cr Diane Calvert (Cr Jill Day)
Waste Forum – Wellington Region	One councillor (and one alternate)	Cr Laurie Foon (Cr Iona Pannett)

6. Appoint a Wellington City councillor and an alternate, if need be, to the following joint external committees:

Joint External Committees	Representation	Appointee
Regional Transport Committee	One councillor (and one alternate)	Mayor Andy Foster Deputy Mayor Sarah Free
Wellington Regional Strategy Committee	Four councillors	Mayor Foster Deputy Mayor Sarah Free Cr Diane Calvert Cr Jenny Condie
Wastewater Treatment Plant and Landfill Joint Committee	One councillor (and one alternate)	Cr Sean Rush (Cr Laurie Foon)
Wellington Regional Amenities Fund Joint Committee	One councillor (and one alternate)	Mayor Andy Foster* (Cr Nicola Young)
Wellington Water Committee	One councillor	Cr Sean Rush
Te Awarua-o-Porirua Harbour and Catchment Joint Committee	One councillor	Cr Jenny Condie
Wellington Region Waste Management and Minimisation	One councillor	Cr Laurie Foon

Plan Joint Committee		
Whaitua te Whanganui-a-Tara	One councillor	Cr Tamatha Paul
Wellington Region Climate Change Working Group	One councillor (and one alternate)	Cr Tamatha Paul (Cr Laurie Foon)

7. Appoint two Takapū/Northern Ward councillors, Cr Jill Day and Cr Malcolm Sparrow, to the Tawa Community Board for the 2019/2022 triennium.
8. Delegate to the Tawa Community Board the authority to appoint a board member as a representative on Camp Elsdon.
9. Appoint Mayor Andy Foster (as presiding delegate), Deputy Mayor Sarah Free, Cr Jill Day and Cr Malcolm Sparrow as its representatives to Local Government New Zealand Zone 4.
10. Agree that the councillors appointed to these organisations and advisory groups will report back to an appropriate forum on an annual basis.
11. Agree that the term of appointments to each of the above positions will commence immediately. Unless otherwise specified the appointment will terminate at the earlier of the time the position is refilled following the 2022-2025 triennial election or 31 December 2022.
12. **Appoint Councillor Pannett as alternate to Wellington Water Committee and Wellington Region Waste Management and Minimisation Plan Joint Committee.**
13. **Agree to replace Councillor Paul with Councillor Rush as Wellington City Council's appointee to Whaitua te Whanganui-a-Tara.**

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

Secretarial note: With the leave of the meeting clauses 12 and 13 were added to the

amended motion.

2.4 2019-2022 Triennium Meeting Schedule

Moved Mayor Foster, seconded Councillor Young

Resolved

That the Council:

1. Receive the information.
2. Adopt the schedule of meetings for the committees of Council for the period of December 2019 to September 2022 (Attachment 1).
3. Note the following timing guidelines:
 - i) Council meetings will be held on the last Wednesday of the month at 9:30 am unless it is an extraordinary or additional Council meeting.
 - ii) Briefings for Strategy and Policy Committee meetings will be held on Tuesdays between 9:30 am and 12:30 pm.
 - iii) Strategy and Policy Committee meetings will be held every Thursday between 9:30 am and 3:30 pm except for the last week of the month.
4. Note that additional ordinary, extraordinary and multi-day meetings may be scheduled from time to time in consultation with the Mayor and Chief Executive.
5. Note that meeting times for other committees and subcommittees will be formally notified by Democracy Services.
6. Note that some committee/subcommittee meetings may be rescheduled if special circumstances require so.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

Attachments

Reference to be made to Attachments 1 of item 2.4 on the Council meeting agenda of 20 November 2019: 2019-2022 Triennium Meeting Schedule

2.5 Exemption of Council Controlled Organisations from the Statutory Reporting Regime

Moved Mayor Foster, seconded Councillor Day

Resolved

That the Council:

1. Receive the information.
2. Continue to treat Joe Aspell Trust, Wellington Waterfront Limited and the Wellington Rural Fire Authority as exempted organisations, in accordance with the provisions of section 7 of the Local Government Act 2002, and as such not council-controlled organisations.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

2.6 2019-2022 Triennium Councillors' Remuneration

Moved Mayor Foster, seconded Deputy Mayor Free

Resolved

That the Council:

1. Receive the information.
2. Agree to recommend the below proposal to the Remuneration Authority:

Proposal for the allocation of Wellington City Council's set remuneration pool					
Position	Current base salary as determined by the Authority (legal minimum, per annum)	Proposed new base salary (per annum)	Proposed additional remuneration (per annum)	Proposed new salary (per annum)	Total (per annum)
Mayor Foster	\$180,500	N/A	N/A	N/A	N/A
1x Deputy Mayor and Chair of Annual Plan/Long Term Plan Committee [Cr Sarah Free]	\$86,874	\$111,225	\$19,000	\$130,225 (1 councillor)	\$130,225
1x Chair, Strategy and Policy Committee (Committee of the Whole/COW) [Cr Jill Day]	\$86,874	\$111,225	\$9,002	\$120,227 (1 councillor)	\$120,227
12x Councillors	\$86,874	\$111,225	N/A	\$111,225 (x12 councillors)	\$1,334,700
Grand total (pool)					\$1,585,152

3. Agree that the above proposal be provided to the Authority by close of business on 20 November 2019, to ensure it is included in the December 2019 determination.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Woolf
Councillor Young

Against:

Councillor Sparrow

Majority Vote: 14:1

Carried

3. Public Excluded

Moved Mayor Foster, seconded Councillor Calvert

Resolved

That the Council:

1. Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, exclude the public – except for Geoff Summers (Independent Advisor, Future Advantage Business Consulting Ltd) because of his knowledge of matters which help the Council in its decision-making – 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
3.1 Chief Executive Recruitment Process	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.

A division was required under Standing Order 3.18.6(d), voting on which was as follows:

For:

Against:

Mayor Foster
Councillor Calvert
Councillor Condie
Councillor Day
Councillor Fitzsimons
Councillor Foon
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Pannett
Councillor Paul
Councillor Rush
Councillor Sparrow
Councillor Woolf
Councillor Young

Majority Vote: 15:0

Carried

The meeting went into public excluded session at 10:43 am.

Secretarial note: The meeting adjourned for morning tea at 10:44 am and reconvened at 10:59 am with all members present; and resumed business with the public excluded item.

The meeting concluded at 11:30 am.

Authenticated: _____
Chair