

**ORDINARY MEETING**

**OF**

**WELLINGTON CITY COUNCIL**

**Time:** 05.30pm  
**Date:** Wednesday, 28 September 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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## **TABLE OF CONTENTS**

### **28 SEPTEMBER 2016**

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<b>Business</b>	<b>Page No.</b>
<b>1. Meeting Conduct</b>	<b>5</b>
<b>1.1 Apologies</b>	<b>5</b>
<b>1.2 Announcements by the Mayor</b>	<b>5</b>
<b>1.3 Conflict of Interest Declarations</b>	<b>7</b>
<b>1.4 Confirmation of Minutes</b>	<b>7</b>
<b>1.5 Items not on the Agenda</b>	<b>7</b>
<b>1.6 Public Participation</b>	<b>7</b>
<b>2. General Business</b>	<b>7</b>
<b>2.1 Resilience Strategy Update</b>	<b>7</b>
<b>2.2 End of Triennium Report</b>	<b>8</b>
<b>2.3 Valedictory Speeches and Reflections</b>	<b>12</b>
<b>3. Committee Reports</b>	<b>9</b>
<b>3.1 Report of the Environment Committee Meeting of 1 September 2016</b>	<b>9</b>
<b>3.2 Report of the Regulatory Processes Committee Meeting of 1 September 2016</b>	<b>11</b>
<b>3.3 Report of the Governance, Finance and Planning Committee Meeting of 28 September 2016</b>	<b>12</b>
<b>Questions</b>	

<b>4. Public Excluded</b>	<b>13</b>
<b>4.1 Public Excluded Report of the Transport and Urban Development Committee Meeting of 15 September 2016</b>	<b>13</b>

## **1 Meeting Conduct**

### **1.1 Apologies**

No apologies were received.

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

#### **Taiaha**

ANNOUNCE:

New Zealand Rugby is going to present Wellington with a specially designed Taiaha as part of the 2017 British & Irish Lions tour.

MIHI

Whakataka te hau ki te uru

Whakataka te hau ki te tōnga

Kia mākinakina ki uta

Kia mātaratara ki tai

E hī ake ana te atāakura

He tio, he huka, he hauhū

Tīhei māuri ora!

Cease oh winds of the west

And of the south

Let the bracing breezes flow

Over the land and the sea;

Let the red-tipped dawn come

With a sharpened edge, a touch of frost,

A promise of a glorious day

Behold there is life!

E te kaumātua o te tīma whutupōro Māori o Aotearoa, e Ruka

Tēnā koe me to tira whakahaere o te Uniana Whutupōro o Āotearoa,

Nau mai, haere mai, whakatau mai.

Respected elder of the NZ Māori Rugby Team, greetings to you and the executive leadership of New Zealand Rugby. Welcome, come hither, be settled here.

#### **ACCEPTANCE SPEECH**

- I accept this Taiaha on behalf of Wellington.

- It'll be kept safe until it's time to give it to the winner of the Hurricanes v Lions game next June. This game marks the start of the Lions presence in Wellington, as they'll play the All Blacks the following weekend.
- Along with the seven other New Zealand cities hosting games, Wellington welcomes the British & Irish Lions and their supporters.
- We're expecting these games to bring around 20,000 visitors to the city. This is a great opportunity to showcase Wellington to visitors from other parts of NZ as well as Europe, Australia and the Pacific.
- It is very fitting that Wellington's Taiaha is named "Te Hau": the tempest, the wind.
- Rugby is an iconic NZ pastime.
- I'm glad that NZ Rugby is going to work with the Human Rights Commission to make sure that issues around human rights and gender are dealt with appropriately. Establishing a Respect and Responsibility Manager role is a good start.
- I'm looking forward to the British & Irish Lions series games next year.

## **WAIATA**

PUREA NEI – Billie, Celia

Purea nei e te hau

Blown by the winds,

Horoia e te ua

Showered by the rains,

Whitiwhitia e te rā

The sun that shines

Mahea ake ngā pōraruraru

helps to clear my problems.

Mākere ana ngā here

Untying itself

E rere, wairua e rere

Fly, o spirit fly

Ki ngā hau o te rangi

To the many parts of heaven,

Whitiwhitia e te rā

As I look upon the sun still shining

Mahea ake ngā pōraruraru

Helping to clear my problems,

Makere ana ngā here (x2)

Unshackling itself from me.

Tēnā koutou, tēnā koutou, tēnā koutou katoa.

## **Robert Tredger**

- Robert Tredger has served on the Tawa Community Board since 1995.
- He was deputy chair for many years, and in 2007 became chair -- A position he has held ever since.
- I want to acknowledge Robert, and thank him on behalf of Council for his service to Tawa.
- We all know Robert – some of us, like Councillor Sparrow, know him well.
- Robert is passionate about Tawa and the role that Community Boards play.
- He has been very involved in The Tawa community; through the Tawa Community Board, Tawa Community Patrol and Tawa Rotary. He was also very involved in Vibrant Tawa, the Tawa Progressive and Ratepayers Association.
- He worked on "Our City, Our Future" strategy in 1995.

- He has been an active voice on issues such as graffiti, Spicer landfill, and responsible pet ownership.
- Tawa has seen a lot of exciting developments recently, including the completion of Ara Tawa, the pool upgrade and the community gardens at Coronation Park.
- Thank you Robert, for your 21 years of service on the Tawa Community Board. In recognition, I'd like to present you with this token of our appreciation. ["a portrait of today and yesterday" book]

### **1.3 Conflict of Interest Declarations**

There were no conflict of interest to declare.

### **1.4 Confirmation of Minutes**

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

#### **Resolved**

That the Council:

Approve the minutes of the Ordinary Council Meeting held on 31 August 2016, 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**

There were no public participation items.

## **2. General Business**

### **2.1 Resilience Strategy Update**

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

#### **Resolved**

That the Council:

1. Receive the information.
2. Notes that further work will continue on key aspects of the initiatives in order to establish prioritisation, sequencing, feasibility and resourcing implications.
3. Notes that the Strategy will form key input in long term and triennium planning for the new Council.

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

**For:**

Mayor Wade-Brown

**Against:**

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

Majority Vote: 15:0

**Carried**

### **Attachments**

1 Resilient Cities

## **2.2 End of Triennium Report**

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

#### **Resolved**

That the Council:

1. Receive the information.
2. Note that the last scheduled Council meeting of the current triennium will be held on 28 September 2016 and that all formal meetings will cease until the new Council is sworn in on 26 October 2016.
3. Agree that, subject to the limitations set out in clause 32(1) of Schedule 7 of the Local Government Act, the Chief Executive (in consultation with the Mayor-elect) be authorised to make decisions over and above his normal delegations in respect of urgent matters for the period from the day following the Electoral Officer's declaration of election results until the new Council is sworn in.
4. Note that any decisions made under this delegation will be reported to the first ordinary meeting of the Council.
5. Note that the District Licensing Committee will continue to meet in October as provided for in the Sale and Supply Alcohol Act 2012.
6. Agree to delegate the Chief Executive, in consultation with the Chief City Planner, the authority to appoint hearings panels if required to consider any notified resource consent applications during the period between the existing Council going out of office and the new Council establishing its committee arrangements and delegations.
7. Note that the Wellington Regional Amenities Fund will continue to meet as required as provided in their Terms of Reference.



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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**

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### **3. Committee Reports**

#### **3.1 Report of the Environment Committee Meeting of 1 September 2016**

##### **A. OPEN SPACE ACCESS PLAN REVIEW 2016**

**Moved Councillor Ritchie, seconded Councillor Pannett**

**Resolved**

That the Council:

1. Adopt the rules identified in the Open Space Access Plan (Attachment 1) as conditions for use and/or controls for the purposes of regulating the use of a public place under Part 5 of the Wellington Consolidated Bylaw 2008.
2. Agree to recommend to Council that it adopts the Open Space Access Plan (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

**Against:**

Councillor Peck  
Councillor Ritchie  
Councillor Sparrow  
Councillor Woolf  
Councillor Young

Majority Vote: 15:0

**Carried**

**B. PROPOSED LEASES (EXISTING TENANTS) UNDER THE WELLINGTON TOWN BELT ACT 2016: WELLINGTON PISTOL CLUB AND LONG HALL TRUST**

**Moved Councillor Pannett, seconded Councillor Eagle**

**Resolved**

That the Council:

1. Approve and grants the following new leases under the Wellington Town Belt Act 2016:
  - a. 10-year ground lease to The Long Hall Trust, 13B Maida Vale Road, Roseneath (being *part of* Section 167 Evans Bay District CFR WN22B/899).
  - b. 10-year ground lease to Wellington Pistol Club at Mt Albert Park (being *part of* Pt Lot 1 DP 10181 CFR WN19B/861 and *part of* Pt Lot 1 DP 8754 CFR WN47B/502).

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**

### 3.2 Report of the Regulatory Processes Committee Meeting of 1 September 2016

Moved Councillor Ahipene-Mercer, seconded Councillor Foster

**PROPOSED ROAD STOPPING - LAND ADJOINING 126 JOHN SIMS DRIVE, JOHNSONVILLE**

#### **Resolved**

That the Council:

1. a. Declare that approximately 76m<sup>2</sup> (subject to survey) of unformed legal road land in John Sims Drive, Johnsonville, shown outlined red on Attachment 1 of the officers report (the Land), and adjoining 126 John Sims Drive (being Lot 11 DP 40406 CFR WN12B/401) is not required for a public work and surplus to Council requirements.
- b. Agree to stop the legal road and dispose of the Land referred to above.
- c. Declare that approximately 4m<sup>2</sup> (subject to survey) of unformed legal road land in John Sims Drive, Johnsonville, highlighted blue on Attachment 1 of the officers report and adjoining 126 John Sims Drive (being Lot 11 DP 40406 CFR WN12B/401) is not required for road.
- d. Agree to stop approximately 4m<sup>2</sup> (subject to survey) of unformed legal road (shown blue on Attachment 1 of the officers report) for use as isolation strips.
- e. 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.

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**

### **3.3 Report of the Governance, Finance and Planning Committee Meeting of 28 September 2016**

Bede Kearney, Audit New Zealand addressed the Committee with his unmodified audit opinion on the Annual Report. The Mayor, Kevin Lavery, Chief Executive, Andy Matthews, Chief Financial Officer and Bede Kearney, Auditor signed off the Annual Report for Wellington City Council.

#### **2015-16 Annual Report**

#### **Moved Councillor Lester, seconded Councillor Peck**

#### **Resolved**

That the Council:

1. a. That the Accounting Policies contained in the draft Financial Statements (attached to the officers' report) are formally confirmed for adoption for the Financial Statements for the year ended 30 June 2016.  
b. The adoption of the Financial Statements and Statements of Service Provision for Wellington City Council and Group within the Annual Report for the year ended 30 June 2016, subject to receiving final unmodified audit clearance from Audit New Zealand.
2. Adopt of the Annual Report for Wellington City Council and Group for the year ended 30 June 2016 (attached in Attachment 1).
3. Delegate to the Chair of the Audit and Risk Subcommittee and Chief Executive the authority to make minor editorial changes that may arise as part of preparing the 2015/16 Annual Report document for publication.

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

**For:**

**Against:**

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

Majority Vote: 15:0

**Carried**

#### **4. PUBLIC EXCLUDED**

##### **MOVED MAYOR WADE-BROWN, SECONDED COUNCILLOR MARSH**

##### **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: EMMA SWEET AND RACHEL TAYLOR FROM DLA PIPER.

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 TRANSPORT AND URBAN DEVELOPMENT COMMITTEE MEETING OF 15 SEPTEMBER 2016  ACQUISITION OF LAND	7(2)(l)  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.
ACQUISITION OF LAND FOR ROAD	7(2)(l)  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.

A DIVISION WAS CALLED FOR, VOTING ON WHICH WAS AS FOLLOWS:

**FOR:**

MAYOR WADE-BROWN  
COUNCILLOR AHIPENE-MERCER  
COUNCILLOR COUGHLAN

**AGAINST:**

COUNCILLOR EAGLE  
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**

The meeting went into public excluded session at 6:42 pm.

### **2.3 Valedictory Speeches and Reflections**

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

#### **Resolved**

That the Council:

1. Receive the information.
2. Receive the valedictory speeches of elected members.

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**

The meeting concluded at 8:35 pm.



In accordance with clause 3.22.2 of Council's standing orders, we hereby confirm the correctness of the minutes of the last meeting of the Performance Review Committee held on 14 September 2016 prior to the next election of Wellington City Council.

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

Confirmed: \_\_\_\_\_  
Chief Executive Officer