

**EXTRAORDINARY MEETING**

**OF**

**WELLINGTON CITY COUNCIL**

**AGENDA**

**Time:** 2:00PM  
**Date:** Tuesday, 3 February 2015  
**Venue:** Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington

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**MEMBERSHIP**

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

**Have your say!**

*You can make a short presentation to the Councillors at this meeting. Please let us know by noon the working day before the meeting. You can do this either by phoning 803-8334, emailing [public.participation@wcc.govt.nz](mailto:public.participation@wcc.govt.nz) or writing to Democratic Services, Wellington City Council, PO Box 2199, Wellington, giving your name, phone number and the issue you would like to talk about.*

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## **1 Meeting Conduct**

### **1.1 Apologies**

The Chairperson invites notice from members of:

1. Leave of absence for future meetings of the Wellington City Council; or
2. Apologies, including apologies for lateness and early departure from the meeting, where leave of absence has not previously been granted.

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

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

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

### **1.4 Public Participation**

A maximum of 60 minutes is set aside for public participation at the commencement of any meeting of the Council or committee that is open to the public. Under Standing Order 3.23.3 a written, oral or electronic application to address the meeting setting forth the subject, is required to be lodged with the Chief Executive by 12.00 noon of the working day prior to the meeting concerned, and subsequently approved by the Chairperson.



## 2. General Business

### NOTICE OF MOTION - CYCLEWAYS DELEGATIONS

Chief Executive

We give notice of motion to seek to alter a resolution made at:

Council/Committee//Subcommittee:	<b>Council</b>
Date of meeting:	<b>14 November 2013</b>

Text of resolution made at that meeting in respect of the **Committee Structure and Delegations** to be altered:

- |  |
|--|
| <p>4. Agree the committee and subcommittee terms of reference and respective delegations attached as Appendix 2 <b>amended as follows:</b></p> <p><b>(i) Regulatory Processes Committee</b></p> <p><b>10. to approve Commissioners and list members under the Sale and Supply of Alcohol Act 2012.</b></p> |
|--|

### Substitute motion

**That the Council:**

1. Agree that all final decisions on route selection and implementation of cycleways (CX112 - Cycling Improvements) both prior to consultation and following consultation be made by full Council.
2. Agree that the 2013/16 Triennium Terms of Reference and delegations are altered as follows:
  - i. *Paragraph 2 of the Common Delegations*

*“The Committee has the powers necessary to perform the Committee’s responsibilities, within the approved Long-term Plan and Annual Plan budgets, except that for cycleways, the Transport and Urban Development Committee has the power or recommendation only and must:*

    - refer all proposals for route selection and implementation to Council for decision; prior to consultation
    - refer all final decisions on route selection and implementation to Council.”
  - ii. *Paragraph 14 of the Common Delegations*

*“Make any resolution where in a bylaw the Council has specified that a matter be regulated, controlled or prohibited by the Council by resolution, except that for traffic resolutions relating to cycleways, the Transport and Urban Development Committee has a power of recommendation only and must refer the final decision on traffic resolutions to Council.”*
3. Instruct officers to prepare a draft master plan for Citywide cycle routes, that identifies the proposed route(s), impacts and effects the proposed route(s), to be reported to

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Council for approval as part of the 2015-25 Long-term Plan.

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Mover:  
Name: Councillor Jo Coughlan  
Date: 17 December 2014

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Seconder  
Name: Councillor Simon Woolf  
Date: 17 December 2014

**Attachments**

Attachment 1. Notice of Motion - Cycleways Delegations

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Absolutely Positively  
Wellington City Council  
Me Heke Ki Pōneke

NOTICE OF MOTION - CYCLEWAYS DELEGATIONS

In accordance with Standing Orders (SO) 3.13.1 and 3.14.1, it is proposed to move the following motion at the extraordinary meeting of Wellington City Council on 03 February 2014<sup>5</sup> at 4.15pm:

Paragraph 1 and 3 of the Notice of Motion is under SO 3.14 and SO 3.15.

Paragraph 2 of the Notice of motion is under SO 3.13 and relates to Report 1 (Governance Arrangements for the 2013/16 Triennium) where Council resolved on 14 November 2013 to adopt the Committee and Subcommittee Terms of Reference and respective delegations as set out in Appendix 2 to Report 1. The relevant resolution is as follows:

**Committee Structure and Delegations**

4. Agree the committee and subcommittee terms of reference and respective delegations attached as Appendix 2 amended as follows:
  - i. Regulatory Processes Committee
    10. To approve Commissioners and list members under the Sale and Supply of Alcohol Act 2012

It is proposed that the Council alter the 2013/16 Triennium Terms of Reference (which were attached as Appendix 2 above) and Delegations as set out in the underlined text in 2 below.

**Text of motion**

**That the Council:**

1. Agree that all final decisions on route selection and implementation of cycleways (CX112 – Cycling Improvements) both prior to consultation and following consultation be made by full Council.
2. Agree that the 2013/16 Triennium Terms of Reference and delegations are altered as follows:
  - i. Paragraph 2 of the Common Delegations

*“The Committee has the powers necessary to perform the Committee’s responsibilities, within the approved Long Term Plan and Annual Plan budgets, except that for cycleways, the Transport and Urban Development Committee has a power of recommendation only and must:*

- refer all proposals for route selection and implementation to Council for decision, prior to consultation
- refer all final decisions on route selection and implementation to Council.

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ii. Paragraph 14 of the Common Delegations

*"Make any resolution where in a bylaw the Council has specified that a matter be regulated, controlled, or prohibited by the Council by resolution, except that for traffic resolutions relating to cycleways, the Transport and Urban Development Committee has a power of recommendation only and must refer the final decision on traffic resolutions to Council.*

3. Instruct officers to prepare a draft master plan for Citywide cycle routes, that identifies the proposed route(s), impacts and effects of the proposed route(s), to be reported to Council for approval as part of the 2015-25 Long-term Plan.

**The reasons for this are:**

Council plans to spend \$43 million over the next 10 years on cycle ways. This is significant expenditure and will affect the entire city with major implications for residents, business, recreation, tourism, and other spending priorities.

Stage One (Shorland Park to CBD cycleway) continues to be highly controversial. It has divided the tightly knit Island Bay community, and endangered the Council's reputation in terms of being able to run a fair and open engagement process. Huge concern was expressed about:

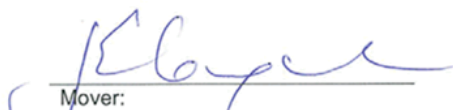
- 1) Lack of genuine consultation and undue haste and pressure put on the community to get the project started without due regard to genuine concerns raised around safety and other issues of concern and whether the cycle way will deliver what the Council says it will;
- 2) Concern the cycle way is a "cycle way to nowhere" as there is a lack of a master plan for the whole route through to the CBD;
- 3) Fiscal risk to ratepayers – concern there is almost \$2 million being spent on a cycle way which will more than likely not meet NZTA funding criteria and won't deliver on the Council's cycling objectives.
- 4) Further concerns include following:
  - a. The New Zealand Transport Agency (NZTA) believes the Island Bay section already has a reasonable level of service, low usage and a good safety record. It believes the Council should prioritise resources towards the section between Wakefield Park and the city centre where the roads are narrow, and the level of service for cyclists is very poor.
  - b. NZTA has advised it needs to understand how the whole route will be completed. It believes the unplanned Wakefield Park to city centre sections will be challenging and complex to deliver, due to space constraints that may be difficult and potentially expensive to resolve.
  - c. There is a real possibility Sections 2-4 will never be completed.
  - d. Council commissioned Red Design to develop options for routes in Section Two. In


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addition, Red Design developed options for Sections One and Three but these were withheld from the public until recently. Their alternative route for Section One was dismissed, yet it uses a similar approach to successful cycle ways in Nelson, Melbourne and Sydney.

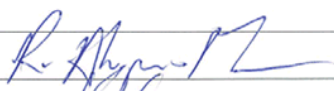
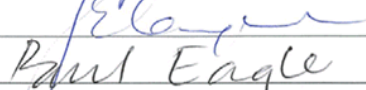


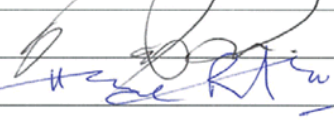

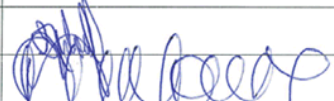
To avoid public mistrust in the process and enable greater confidence in determining funding allocation and implementation of new cycleways across Wellington, we believe any funding and related decisions on new cycleway routes should be taken by all Councillors – i.e. the full governing body of Wellington City Council, not by a Council committee comprising eight elected members under delegated authority.

  
Mover:  
Name: Cr Coughlan  
Date: 17-12-2014

  
Seconder  
Name: Cr Woolf  
Date: 17.12.2014

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Signatures of Elected Members of Council:

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

Note: The signatures above are for the purposes of SO 3.13.1 and 3.14.1 which require the signature of one third of all members. In the case of a repeat Notice of Motion, SO 3.15.1 requires the signature of the majority of all members, including vacancies.