

MINUTES

TUESDAY 27 SEPTEMBER 2005

6.04PM

**COUNCIL CHAMBER
FIRST FLOOR, TOWN HALL
WAKEFIELD STREET
WELLINGTON**

PRESENT:

Mayor Prendergast
Councillor Ahipene-Mercer (6.04 – 7.41pm)
Councillor Armstrong
Councillor Cook
Councillor Foster (7.21 – 7.23pm, 7.24 – 7.48pm)
Councillor Gill
Councillor Goulden
Councillor Morrison
Councillor Pepperell (6.04 – 7.47pm)
Councillor Ritchie (6.11 – 7.48pm)
Councillor Ruben
Councillor Shaw
Councillor Wain

APOLOGIES:

Councillor McKinnon
Councillor Wade-Brown
Councillor Foster (for lateness)

153/05C **APOLOGIES**
(1215/11/IM)

Moved Mayor Prendergast, seconded Councillor Cook, the motion that Council receive apologies for absence from Councillors McKinnon and Wade-Brown and apologies for lateness from Councillor Foster.

The motion was put and declared CARRIED on voices.

RESOLVED:

THAT Council:

- 1. Receive apologies for absence from Councillors McKinnon and Wade-Brown.*
- 2. Receive apologies for lateness from Councillor Foster.*

154/05C **CONFIRMATION OF MINUTES**
(1215/11/IM)

Moved Mayor Prendergast, seconded Councillor Armstrong, the motion that Council approve the minutes of the meeting of 31 August 2005, having been circulated, be taken as a read and confirmed as an accurate record of that meeting.

The motion was put and declared CARRIED on voices.

RESOLVED:

THAT Council

- 1. Approve the minutes of the meeting of 31 August 2005, having been circulated, be taken as a read and confirmed as an accurate record of that meeting.*

155/05C **PUBLIC PARTICIPATION**
(1215/11/IM)

NOTED:

- 1. Robert Logan representing the Southern Environment Association addressed the meeting in relation to the Owhiro Bay Quarry item.**
- 2. Anne Brunt representing the Island Bay Residents Association to addressed the meeting in relation to the Owhiro Bay Quarry item.**

(Councillor Ritchie joined the meeting at 6.11pm.)

3. Roger Twose addressed the meeting in relation to the Owhiro Bay Quarry item.

156/05C **ANNOUNCEMENTS BY THE MAYOR**
(1215/11/IM)

NOTED:

There were no announcements from the Mayor.

157/05C **PETITIONS**
(1215/11/IM)

NOTED:

There were no petitions to be received.

158/05C **CONFLICT OF INTEREST DECLARATIONS**
(1215/11/IM)

NOTED:

1. Councillor Ritchie advised that she had a conflict of interest in relation to Report 1 “Wellington Museums Trust – Approval to Borrow”. She advised that she would not take part in debate or vote on the issue.

(Councillor Ritchie left the table at 6.20pm.)

General Business

159/05C **WELLINGTON MUSEUMS TRUST – APPROVAL TO BORROW**
Report of Amarjit Younger – Portfolio Manager, Council Controlled Organisations.
(1215/11/IM) (REPORT 1)

Moved Councillor Ahipene-Mercer, seconded Councillor Ruben the substantive motion.

The substantive motion was put:

- Voting for: Councillors Ahipene-Mercer, Armstrong, Gill, Pepperell, Ruben, Shaw and Wain.
- Voting against: Mayor Prendergast, Councillors Cook, Goulden and Morrison.
- Majority Vote: 7:4

The substantive motion was declared CARRIED.**RESOLVED:***THAT Council:*

1. *Receive the information.*
2. *Decline approval for the Wellington Museums Trust to borrow up to \$90,000 for capital works in relation to the Cable Car Museum extension project (CX486).*
3. *Agree to allocate up to \$90,000 capex to the Cable Car Museum extension project (CX486) from savings, to be found by the Chief Executive Officer from within the 2005-2006 Annual Plan budget.*
4. *Note that due to timing and the required resolution by the Council, this report has been presented direct to the Council.*

*(Councillor Ritchie returned to the table at 6.35pm.)***Reports from Committees****Part A – Committee Decisions requiring Council approval**

160/05C **STRATEGY AND POLICY COMMITTEE**
MEETING OF THURSDAY 8 SEPTEMBER 2005
 (1215/11/IM) (REPORT 2)

1. **ITEM 227/05P UNDERGROUNDING OF OVERHEAD CABLES**
 (1215/52/IM) (REPORT 2)

Moved Councillor Shaw, seconded Councillor Ahipene-Mercer, the substantive motion.

The substantive motion clauses 1 – 4a were put:

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 12:0

The substantive motion clauses 1 – 4a were declared CARRIED.**The substantive motion clause 4b was put:**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Cook, Gill, Goulden, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Councillors Armstrong and Morrison.

Majority Vote: 10:2

The substantive motion clause 4b was declared CARRIED.**RESOLVED:**

THAT Council:

1. *Note that 42 written submissions were received from the consultation process.*
2. *Note that 4 oral submissions were heard by the Strategy and Policy Committee on 11 August 2005.*
3. *Agree that issues raised by the written and oral submissions on the draft Undergrounding Policy have been considered.*
4. (a) *resolve to adopt the Undergrounding Policy attached as Appendix 1 to the this report; and*
 (b) *include \$250,000 [OPEX] to implement the Undergrounding Policy in the draft LTCCP for 2006/07 and out years.*

2. **ITEM 231/05P SPECIAL EVENTS LIQUOR CONTROL**
 (1215/52/IM) (REPORT 6)

Moved Councillor Cook, seconded Councillor Pepperell the substantive motion.

The substantive motion was put:

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 12:0

The substantive motion was declared CARRIED.**RESOLVED:**

THAT Council:

1. *Resolve to invoke liquor control bans for the following specific events under the provisions of Clause 23.2.2 of the Consolidated By Law:*

Christmas Eve –Across the central area of the city from 5pm on Saturday 24 December 2005 until 8pm on that day when the general ban begins and carries through to 6am on Sunday 25 December 2005

New Years Eve Celebrations – Across the central area from 5pm on Saturday 31 December 2005 until 8pm on that day when the general ban begins and carries through to 6am on Sunday 1 January 2006.

Vodafone X Air Games –Across the central area from 6am on Saturday 21 January 2006 until 8pm on that day when the general ban begins and carries through to 6am on Sunday 22 January 2006, and from 6am on Sunday 22 January 2006 until 6am on Monday 23 January 2006. Or, if either of these days are rained out, from 6am on Monday 23 January 2006 to 6am on Tuesday 24 January 2006.

Dragon Boat Festival –On Saturday 11 March 2006 from 12noon to 8pm when the general ban begins and carries through to 6am on Sunday 12 March 2006. The ban to apply to that area within the Wellington Central area bordered by the Aotea and Waterloo Quay junction, Waterloo Quay, Customhouse Quay to Willis St, along Willis St to Mercer St to Wakefield Street to Kent Terrace.

St Patrick's Day - Across the central area from 12noon on Friday 17 March 2006 until 8pm on that day when the general ban begins and carries through to 6am on Saturday 18 March 2006.

161/05C **STRATEGY AND POLICY COMMITTEE**
MEETING OF THURSDAY 22 SEPTEMBER 2005
 (1215/11/IM) (REPORT 3)

1. **ITEM 226/05P RELATIONSHIP WITH BEIJING**
 (1215/52/IM) (REPORT 1)

Moved Councillor Morrison, seconded Councillor Ritchie the substantive motion.

The substantive motion was put:

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 12:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Agree that it makes an exception to its current International Relations Policy and enters discussions with the Beijing Municipal Government to create a formal sister city relationship between Wellington and Beijing, capital of the People's Republic of China.*

2. **ITEM 229/05P UPGRADE OF THE OWHIRO BAY QUARRY CARPARK**
 (1215/52/IM) (REPORT 4)

Moved Councillor Ahipene-Mercer, seconded Councillor Shaw the substantive motion.

Moved Councillor Ritchie, seconded Councillor Pepperell, the following amendment.

“Agree the matter of the sale of the section go out to further public consultation.”

(Councillor Foster joined the meeting at 7.21pm.)

(Councillor Foster left the meeting at 7.23pm.)

The amendment was put:

Voting for: Councillors Cook, Goulden, Pepperell, Ritchie and Ruben.

Voting against: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Gill, Morrison, Shaw and Wain.

Majority Vote: 5:7

The amendment was declared LOST.

(Councillor Foster returned to the meeting at 7.24pm.)

The substantive motion was put:

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Foster, Gill, Goulden, Morrison, Shaw and Wain.

Voting against: Councillors Cook, Pepperell, Ritchie and Ruben.

Majority Vote: 9:4

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

- 1. Agree to declare the two sections surplus and officers report back on the disposal process.*

3. **ITEM 230/05P LATERAL POLICY**
(1215/52/IM) (REPORT 5)

Moved Councillor Foster, seconded Councillor Cook, the substantive motion.

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 13:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. (a) *Agree that the 1992 Lateral Policy be revoked and replaced with the 2005 Lateral Policy attached as Appendix 1.*
- (b) *Agree that the 2001 Tree Maintenance Policy be amended to reflect the amendments in the 2005 Lateral Policy.*

(Councillor Ahipene-Mercer left the meeting at 7.41pm.)

4. **ITEM 231/05P URBAN DESIGN PROTOCOL – ACTION PLAN
(1215/52/IM) (REPORT 6)**

Moved Councillor Foster seconded Councillor Ruben the substantive motion with a minor amendment which was accepted by the meeting.

The substantive motion with a minor amendment was put.

Voting for: Mayor Prendergast, Councillors Armstrong, Cook, Foster, Gill, Goulden, Morrison, Ruben, Shaw and Wain.

Voting against: Councillors Pepperell and Ritchie.

Majority Vote: 10:2

The substantive motion with a minor amendment was declared CARRIED.

RESOLVED:

THAT Council:

1. *Agree to appoint Mayor Prendergast as the Council's Design Champion, with the Urban Development Portfolio Leader as the Deputy.*

5. **ITEM 235/05P NATIONAL HOUSING CONFERENCE
(AUSTRALIA) – PERTH, 26 – 28 OCTOBER 2005
(1215/52/IM) (REPORT 10)**

Councillors were requested to express an interest in attending the National Housing Conference. Councillor Shaw advised that he wished to be considered to attend the conference. As there was only one nomination there was no need for a French Presidential Vote.

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Armstrong, Cook, Foster, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 12:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council:

1. *Approve the attendance of Councillor Shaw at the National Housing Conference (Australia) and pre-conference tour to be held in Perth, 26 - 28 October 2005, and that the costs associated with attending the conference be met from the Elected Members Budget (GVEMO1).*

**Reports from Committee
Part B – Committee decisions for Council to note**

162/05C **RECEIPT OF INFORMATION FROM COMMITTEES
(1215/11/IM)**

Moved Mayor Prendergast, seconded Councillor Cook the substantive motion, that Council receive the information for noting from the Strategy and Policy Committee ordinary meetings of Thursday 8 September and Thursday 22 September 2005.

The substantive motion was put.

Voting for: Mayor Prendergast, Councillors Armstrong, Cook, Foster, Gill, Goulden, Morrison, Pepperell, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority Vote: 12:0

The substantive motion was declared CARRIED.

RESOLVED:

THAT Council

1. *Receive the information for noting from the Strategy and Policy Committee ordinary meetings of Thursday 8 September and Thursday 22 September 2005.*

**REGULATORY PROCESSES COMMITTEE
EXTRAORDINARY MEETING OF TUESDAY 30 AUGUST 2005
(1215/11/IM) (REPORT 4)**

1. **ITEM 044/05RP DISTRICT PLAN APPEALS PROCESS
(1215/53/IM) (REPORT 1)**

THAT the Regulatory Processes Committee:

1. *Receive the information.*

**STRATEGY AND POLICY COMMITTEE
MEETING OF THURSDAY 8 SEPTEMBER 2005
(1215/11/IM) (REPORT 5)**

1. **ITEM 226/05P DEVELOPMENT OF STRATEGIC PRIORITIES FOR
THE 2006-2016 LONG TERM COUNCIL COMMUNITY PLAN
(1215/52/IM) (REPORT 1)**

THAT the Strategy and Policy Committee:

1. *Receive the information*

2. Agree to the process for determining priorities for the 2006-16 LTCCP as outlined in the report.

2. **ITEM 228/05P REPORT OF THE GRANTS SUBCOMMITTEE
MEETING OF WEDNESDAY 29 JUNE 2005: GRANTS
IMPLEMENTATION FRAMEWORK
(1215/52/IM) (REPORT 3)**

THAT the Strategy and Policy Committee:

1. Agree to amend the grants framework by inserting “economic” into the sentence “Consider split between social, cultural and environmental well-being” in the Project/ Other Support column of the grants framework and note grants are unlikely to offer significant support for economic wellbeing as the Council generally uses other mechanisms e.g. Positively Wellington Business.
2. Agree that, **subject to the LTCCP deliberations**, for the 2006/07 financial year the funding arrangements for the following organisations are as shown below:

<i>LTCCP/ Annual plan funding</i>	<i>Three year contracts negotiated between the organisation and officers</i>	<i>One year contracts with a review</i>
<i>Carter Observatory Catacombs Chapman Tripp Theatre Awards Life Flight Trust NGC Sinfonia NBR Opera Professional Theatres: \$25,000 each to Downstage, Circa, Bats, Taki Rua Volunteer Wellington Wellington Free Ambulance Wellington Night Shelter Trust Wellington Sculpture Trust * Wellington Women’s Refuge * The Sculpture Trust will receive annual funding from the Public Art Fund.</i>	<i>Arts Access Aotearoa Community Accounts Mentoring Service Multicultural Services Centre Vincent’s Art Workshop Pablo’s Art Studios Inc Wellington City Mission Wellington Social Services Council Wellington Violence Intervention Programme now WEAV Wesley Wellington Mission Inc</i>	<i>Age Concern Wellington Christmas Parade Trust Downtown Community Ministry Fireworks Fringe Festival Katherine Mansfield House Mokai Kainga Maori Centre Presbyterian Support Wellington Activity Centre Wellington Basketball Wellington Community Child Care Association Wellington ESOL Home Tutor Service Wellington International Jazz Festival Wellington People’s Centre Wellington Senior Centre ZEAL</i>

3. *Agree that the grants to six Citizen's Advice Bureaux are combined into a single three year contract with a governance body (yet to be established) for the 2006/07 financial year.*
4. *Note that funding to Wellington Boys and Girls Institute Inc and their various services have been combined into a single one year contract.*
5. *Note that the contracts and Annual Plan/LTCCP funding arrangements will be implemented for the 2006/07 financial year.*
6. *Note that these decisions do not impact on the amount of funding being received by the various organisations. Any increases for the 2006/07 financial year would be the subject of a new initiative for the 2006/07 Long Term Council Community Plan. Any decreases to the amount currently granted to an organisation will be reported to the subcommittee through the review process.*

3. **ITEM 229/05P REPORT OF THE GRANTS SUBCOMMITTEE
MEETING OF WEDNESDAY 24 AUGUST 2005: ALLOCATION OF
THE MAYORAL RELIEF FUND**
(1215/52/IM) (REPORT 4)

THAT the Strategy and Policy Committee:

1. *Agree that the Mayor's Relief Fund be allocated to the Wellington City Mission for 2005/06.*

4. **ITEM 232/05P REPORT BACK – SISTER CITIES CONFERENCE**
(1215/52/IM) (REPORT 7)

THAT the Strategy and Policy Committee:

1. *Receive the information.*

5. **ITEM 233/05P “LORD OF THE REGIONS” – JOINT ECONOMIC
AND REGIONAL DEVELOPMENT CONFERENCE**

Report of Frances McCarthy – Committee Advisor.

(1215/52/IM)

(REPORT 8)

RESOLVED:

THAT the Strategy and Policy Committee:

2. *Receive the information.*

6. **ITEM 234/05P NEW ZEALAND CYCLING CONFERENCE**
(1215/52/IM) (REPORT 9)

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Approve the attendance of Councillors Shaw and Wade-Brown at the New Zealand Cycling conference to be held in Hutt City, 14 – 15 October 2005, and that the costs associated with attending the conference be met from the Elected Members Budget (GVEMO1).*
3. *Note that there are no meetings scheduled during the conference.*
4. *Note that a report back on the conference will be presented to the Strategy and Policy Committee in accordance with Council policy.*

**STRATEGY AND POLICY COMMITTEE
MEETING OF THURSDAY 8 SEPTEMBER 2005
(1215/11/IM)**

(REPORT 6)

1. **ITEM 227/05P REGIONAL LAND TRANSPORT STRATEGY
(1215/52/IM) (REPORT 2)**

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Approve the submission as amended on the Regional Land Transport Strategy Strategic Options consultation document.*
3. *Agree to delegate to the Mayor and Chief Executive the authority to make any minor drafting changes necessary before forwarding the submission to Greater Wellington Regional Council.*

2. **ITEM 228/05P INCREASED ENFORCEMENT TO ADDRESS
PARKING ON FOOTPATHS – IMPLEMENTATION PLAN
(1215/52/IM) (REPORT 3)**

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree to the guidelines to specifically target the following:*
 - (a) *No footpath parking in the Central Area and Suburban Centres, as defined in the Wellington City District Plan.*
 - (b) *Outside of the Central Area and Suburban Centres, a reasonable footpath space must be available for pedestrian thoroughfare. In most streets this would allow a pedestrian and a wheelchair, mobility scooter or pram/buggy to pass.*
 - (c) *No footpath parking by trucks or other large vehicles.*

3. *Note that for some exceptional cases, reasonable judgement by both drivers and enforcement officers will be required, noting that at all times, parking on the footpath is an offence.*
4. *Agree to initially undertake a limited education and publicity campaign in 2005/2006 focusing on raising awareness of the problems caused by footpath parking. Existing enforcement resources will be used for the campaign.*
5. *Agree to further increase enforcement of footpath parking, subject to the 2006/07 Long Term Council Community Plan, by:*
 - (a) *undertaking a comprehensive education and publicity campaign beginning in 2006/2007*
 - (b) *funding an additional one enforcement officer and a vehicle at a cost of \$55,000 a year.*
6. *Note that the expected gross revenue per annum once this policy change is fully implemented is expected to be \$96,000.*

3. ***ITEM 232/05P MONITORING THE EFFECTIVENESS AND EFFICIENCY OF THE DISTRICT PLAN***
(1215/52/IM) (REPORT 7)

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree that these final results collected as part of Phase One of the Monitoring Programme be summarised, published and made available to the public as soon as practicable.*

4. ***ITEM 233/05P PROVIDING ASSISTANCE TO OVERSEAS DISASTER-AFFECTED AREAS***
(1215/52/IM) (REPORT 8)

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree to the Guidelines for assisting overseas disaster-affected areas and review the use of these Guidelines in 2008.*
3. *Approve the one-off allocation of \$20,000 (from savings to be found by the Chief Executive from within the 2005/06 Annual Plan budget), to facilitate fundraising - including appointing a Project Co-ordinator - to support the following;*

(a) *Project A – The Wellington community projects (Wenamulla Village Rebuilding Project in partnership with the United Sri Lanka Association (USLA) of Wellington), and, dependent upon sufficient capacity within the community,*

(b) *Project B – the Community Hall project in partnership with USLA of Wellington, if Project A has been completed.*

4. *Report progress on the project back to the Strategy and Policy Committee after twelve months.*

5. **ITEM 234/05P SUBMISSION ON “PUBLIC LIBRARIES OF NEW ZEALAND: A STRATEGIC FRAMEWORK 2005 TO 2015 (1215/52/IM) (REPORT 9)**

THAT the Strategy and Policy Committee:

1. *Receive the information.*

2. *Agree to the submission attached as Appendix 1 to the officer’s report subject to any amendments recommended by the Committee.*

163/05C **QUESTIONS**
(1215/11/IM)

NOTED:

There were no questions.

(Councillor Pepperell left the meeting at 7.47pm.)

164/05C **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/11/IM)

Moved Mayor Prendergast, seconded Councillor Morrison the motion to exclude the public.

The substantive motion was put and was declared CARRIED on voices.

RESOLVED:

THAT 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 namely:

Report 7. Regulatory Processes Committee - Extraordinary Meeting of Tuesday 30 August 2005

Grounds: Section 48(1)(a) Local Government Official Information and Meetings Act – that 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.

*Reasons: Section 7(2)(g) maintain legal professional privilege.
Section 7(2)(i) to enable the Council to carry out negotiations without prejudice or disadvantage.*

Report 8. Strategy and Policy Committee - Meeting of Thursday 8 September 2005

Grounds: Section 48(1)(a) Local Government Official Information and Meetings Act – that 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.

Reasons: Section 7(2)(i) to enable the Council to carry out negotiations without prejudice or disadvantage.

2. *Permit Craig Stephens of Phillips Fox to remain at this meeting, after the public has been excluded, because of his knowledge of Report 7 “Regulatory Processes Committee - Extraordinary Meeting of Tuesday 30 August 2005” and Report 8 “Strategy and Policy Committee - Meeting of Thursday 8 September 2005”. This knowledge, which will be of assistance in relation to the matters being discussed.*

The meeting went into public excluded session at 7.47pm.

For item 165/05C please see the public excluded minutes

The meeting concluded at 7.48pm.

Confirmed: _____
Chair
/ /