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**MINUTES**

**THURSDAY 11 FEBRUARY 2010**

**12.31PM – 3.03PM**

**3.23PM – 3.56PM**

**Committee Room 1,  
Ground Floor, Council Offices,  
101 Wakefield Street  
Wellington**

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**PRESENT:**

Mayor Prendergast	(12.31pm – 2.30pm.)
Councillor Ahipene-Mercer	(12.31pm – 2.44pm, 2.46pm – 3.03pm, 3.23pm – 3.26pm, 3.32pm – 3.56pm.)
Councillor Best	(12.31pm – 3.03pm, 3.24pm – 3.56pm.)
Councillor Cook	(12.31pm – 2.20pm, 2.31pm – 2.55pm, 2.56pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Coughlan	(12.31pm – 3.03pm, 3.24pm – 3.50pm.)
Councillor Foster (Chair)	(12.31pm – 2.44pm)
Councillor Gill	(12.31pm – 2.43pm, 2.51pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor McKinnon (Deputy Chair)	(12.31pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Morrison	(12.31pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Pannett	(12.31pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Pepperell	(12.31pm – 1.51pm, 1.53pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Ritchie	(12.35pm – 3.03pm, 3.28pm – 3.56pm.)
Councillor Wade-Brown	(12.31pm – 3.03pm, 3.23pm – 3.56pm.)
Councillor Wain	(12.31pm – 3.03pm, 3.23pm – 3.56pm.)

**APOLOGIES:**

Councillor Goulden

**IN ATTENDANCE (DEMOCRATIC SERVICES):**

Svea Cunliffe-Steel (City Secretary)

Hanna Stephen (Committee Advisor)

001/10P **APOLOGIES**  
(1215/52/IM)

**Moved Councillor Foster, seconded Councillor Coughlan, the motion that apologies for absence be accepted from Councillor Goulden.**

**The motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

- 1. Accept apologies for absence from Councillor Goulden.*

002/10P **MINUTES FOR CONFIRMATION**  
(1215/52/IM)

**Moved Councillor Foster, seconded Councillor Best the motion that the minutes of the meetings held on Tuesday 15 September 2009, Tuesday 17 November 2009 and Thursday 3 December 2009 having been circulated be taken as read and confirmed as an accurate record of those meetings.**

**The motion was put was declared CARRIED.**

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

- 1. Approve the minutes of the meetings held on Tuesday 15 September 2009, Tuesday 17 November 2009 and Thursday 3 December 2009 having been circulated be taken as read and confirmed as an accurate record of those meetings.*

003/10P **CONFLICT OF INTEREST DECLARATIONS**  
(1215/52/IM)

**NOTED:**

1. Councillor Foster declared a conflict of interest in relation to Report 3: Statement of Proposal to Amend the Gambling Venues Policy. He advised that he would withdraw from debate and voting on this item.

004/10P **PUBLIC PARTICIPATION**  
(1215/52/IM)

**NOTED:**

1. Bernie Harris addressed the Committee regarding the heritage status of a former Free-Mason building. Mr Harris complimented Council staff for the work they had done in obtaining the information he had requested. He told the Committee that a loan had been approved to fix the roof of the building, but nothing was done for some time. Mr Harris has asked for further information on when the building was put on the Heritage list.

(Councillor Ritchie joined the meeting at 12.35pm.)

2. Curtis Nixon addressed the Committee regarding his petition titled "Ban the sale of 300ml glass beer and RTD bottles from off licences in Wellington.

005/10P **PETITIONS**  
(1215/52/IM)

(ORAL REPORT)

**NOTED:**

1. Curtis Nixon presented a petition titled "Ban the Sale of 300 – 330ml glass beer and RTD bottles from off licenses in Wellington".

**Moved Councillor Foster, seconded Councillor Best, the motion to receive the petition and refer it to officers to inform their work.**

**The motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

1. *Receive the petition and refer it to officers to inform their work.*

006/10P **PUBLIC PARTICIPATION (CONTINUED)**  
(1215/52/IM)

**NOTED:**

3. Tom Law addressed the Committee in support of a resident proposed liquor ban in Newtown. Mr Law emphasised that he was not concerned with the high number of residents in Newtown with mental health issues. Rather his concerns centred around alcohol. He asked that a liquor ban be imposed on Newtown immediately.
4. Kat Hall addressed the Committee in support of a resident proposed liquor ban in Newtown. She was primarily concerned with facilities used by children such as the park and library. She told the Committee that she often found she could not use these facilities with her son because of people drinking alcohol and the ensuing anti-social behaviour. She also frequently picked up rubbish and broken glass left by people drinking alcohol.
5. Bernard O'Shaughnessy addressed the Committee in support of a resident proposed liquor ban in Newtown. Mr O'Shaughnessy supported a City wide ban, but asked that the problem in Newtown be addressed immediately. He said he was impressed with the work of Council officers in this area thus far.
6. David Wilcock addressed the Committee in support of a resident proposed liquor ban in Newtown. Mr Wilcock owns two hairdressing businesses in Newtown. He told the Committee that businesses were struggling to cope with the damage to shops, anti-social behaviour, graffiti, rubbish, vomit and urine and that this is all associated with people drinking alcohol on the streets. He asked that action be taken immediately to impose a liquor ban.  
**TABLED:** Supplementary information labelled 6PP/110210.
7. Jan Hall addressed the Committee in support of a resident proposed liquor ban in Newtown. She told the Committee she had numerous examples of anti-social behaviour in Newtown caused by alcohol. She highlighted two recent examples. The first took place at 5pm. Four men had been drinking and were walking the streets in Newtown with hammers, knives and machetes. The second involved five people drinking alcohol directly opposite the playground.
8. Judy Azzarelli addressed the Committee in supports of a resident proposed liquor ban in Newtown. She is a retailer in Newtown, having owned the two Caltex service stations for the last 12 years. She told the Committee that safety to staff and damage to property has been worsening every year, especially since the liquor ban in the central business district. She appealed to the Council for an immediate liquor ban in Newtown.

9. Linda Hobman addressed the Committee in support of a resident proposed liquor ban in Newtown. She endorsed the words of the other public participants and asked for an immediate liquor ban in Newtown, Berhampore and Mount Cook. She told the Committee that the police recognise the alcohol related problems in Newtown. She thought this presented an excellent opportunity for a number of organisations to work together and address these problems.

007/10P **DEPUTATION**  
(1215/52/IM)

**NOTED:**

There were no deputations.

008/10P **REVIEW OF GOVERNANCE IN THE WELLINGTON REGION**  
(1.09PM – 2.17PM)  
Report of Simon Davidson, Senior Advisor Executive Strategy and Stakeholder Relationships.  
(1215/52/IM) (REPORT 1)

**Moved Mayor Prendergast, seconded Councillor McKinnon the substantive motion, amended as follows:**

Amended recommendation 3:

3. Note that feedback from each council on the draft terms of reference and work programme will be considered at the next Mayoral Forum on **26 February 2010**.

New recommendation 5:

5. **Agree that the Mayor will present the Committee's feedback at the Mayoral Forum on 26 February 2010.**

**Moved Councillor Wade-Brown, seconded Councillor Pannett the following amendment:**

Amended recommendation 5:

5. Agree that the Mayor will present the Committee's feedback at the Mayoral Forum on 26 February 2010:
  - a) **adding early community engagement on what governance issues, problems and opportunities exist.**
  - b) **broadening the scope to explore collaboration with central government services**

- c) **analysing any barriers to current cooperation and shared services.**

**The amendment 5 (a) was put and a DIVISION called.**

Voting for: Councillors Cook, Foster, Pannett, Pepperell, Ritchie and Wade Brown.

Voting against: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Coughlan, Gill, McKinnon, Morrison and Wain.

Majority Vote: 8:6

**The amendment 5 (a) was declared LOST.**

**The amendment 5 (b) was put.**

**The amendment 5 (b) was declared LOST.**

**The amendment 5 (c) was put.**

**The amendment 5 (c) was declared LOST.**

**Moved Councillor Ritchie, seconded Councillor Gill the following amendment:**

Amended recommendation 2:

2. Agree to a review of Wellington's governance based on the approach (i.e. draft terms of reference and programme) outlined in Appendix A and B as agreed by the Mayoral Forum on 27 November 2009, **amended as follows:**
  - a. **Amend the heading "Regional identity and purpose" on page 9 to read "Regional identity and *local focus* and purpose".**
  - b. **Under the heading "Effectiveness" and after the words "in terms of cost..." insert the words "*the four wellbeings, environmental, social, cultural and economic in accordance with the Local Government Act 2002.*"**

(Councillor Pepperell left the meeting at 1.51pm.)

(Councillor Pepperell returned to the meeting at 1.53pm.)

**The amendment was withdrawn with the leave of the meeting and replaced with the following:**

2. Agree to a review of Wellington's governance based on the approach (i.e. draft terms of reference and programme) outlined in Appendix A and B as agreed by the Mayoral Forum on 27 November 2009 **amended as follows:**

- a. add to page 9 under the heading “Regional identity and purpose”: after the words “they should engender regional identity” insert “but respect local character”.
- b. add to page 9 under the heading “Effectiveness”: after the words “in terms of cost”; insert “the four wellbeings”.

The amendment was **ACCEPTED** with leave of the meeting.

The substantive motion, as amended, was **put** and a **DIVISION** called.

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Coughlan, Foster, Gill, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain.

Voting against: Councillors Cook and Pepperell.

Majority Vote: 12:2

The substantive motion, as amended, was declared **CARRIED**.

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

1. *Receives the information.*
2. *Agree to a review of Wellington’s governance based on the approach (i.e. draft terms of reference and programme) outlined in Appendix A and B as agreed by the Mayoral Forum on 27 November 2009, amended as follows:*
  - a. *add to page 9 under the heading “Regional identity and purpose”: after the words “they should engender regional identity” insert “but respect local character”.*
  - b. *add to page 9 under the heading “Effectiveness”: after the words “in terms of cost”; insert “the four wellbeings”.*
3. *Note that feedback from each council on the draft terms of reference and work programme will be considered at the next Mayoral Forum on 26 February 2010.*
4. *Agree that, subject to the outcome of consideration of the 27 November 2009 report by councils in the Wellington region, the Wellington Mayoral Forum will be the governance body for the review and the agreed work programme will be managed by the Chief Executives’ Forum.*
5. *Agree that the Mayor will present the Committee’s feedback at the Mayoral Forum on 26 February 2010.*

6. *Note that the proposed work programme provides 'hold points' to allow for feedback and review by each council with advice to the Mayoral Forum.*

**NOTED:**

1. The resolutions differed from the recommendations in the officer's report as follows:

The Committee added the words in **bold**.

009/10P **FUNDING WELLINGTON'S REGIONAL AMENITIES**  
(2.17PM – 2.29PM)

Report of Garry Poole, Chief Executive Officer.  
(1215/52/IM)

(REPORT 2)

**Moved Mayor Prendergast, seconded Councillor McKinnon the substantive motion, amended as follows:**

Amended recommendation 3:

1. Note that feedback from each council on the proposal to fund regional amenities will be considered at the next Mayoral Forum on **26** February 2010.

New recommendation 5:

5. **Agree that the Mayor will present the Committee's feedback at the Mayoral Forum on 26 February 2010.**

(Councillor Cook left the meeting at 2.20pm.)

**The substantive motion, as amended, was put and declared CARRIED.**

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Agree to a review of regional amenities funding based on the approach (i.e. scope and timeframes) outlined in the 'Funding Regional Amenities' report (Appendix A) agreed by the Mayoral Forum on 27 November 2009.*
3. *Note that feedback from each council on the proposal to fund regional amenities will be considered at the next Mayoral Forum on **26** February 2010.*



4. Agree to:
  - a) *review funding principles contained in the Auckland Regional Amenities Funding Act 2008 as the initial basis to consider what constitutes a regional amenity and develop a draft set of principles for the Wellington region,*
  - b) *confirm any proposed principles for funding regional amenities after local market research has been undertaken (March – May 2010) to ensure principles are robust and satisfy the region's needs.*
  
5. **Agree that the Mayor will present the Committee's feedback at the Mayoral Forum on 26 February 2010.**
  
6. *Agree that, subject to the outcome of consideration of the 27 November 2009 report by councils in the Wellington region, the Wellington Mayoral Forum will be the governance body for the review and the agreed work programme will be managed by the Chief Executives' Forum.*
  
7. *Note that the proposed work programme provides 'hold points' to allow for feedback and review by each council with advice to the Mayoral Forum.*

**NOTED:**

1. The resolutions differed from the recommendations in the report as follows:

The Committee added the words in **bold**.

010/10P **ORDER OF BUSINESS**  
(1215/52/IM)

**NOTED:**

The Chair advised that the agenda would be considered in the following order:

- Report 4: Criteria and Principles for Payment of Advisory Groups and Community Liaison Groups.  
 Report 5: Annual Report on Dog Control in Wellington City for the Year 1 July 2008 – 30 June 2009.  
 Report 6: Forward Programme.  
 Report 3: Statement of Proposal to Amend the Gambling Venues Policy.

011/10P **CRITERIA AND PRINCIPLES FOR PAYMENT OF ADVISORY GROUPS AND COMMUNITY LIAISON GROUPS** (2.29PM – 2.38PM)  
Report of Aroha Rangi, Senior Policy Advisor.  
(1215/52/IM) (REPORT 4)

**Moved Councillor McKinnon, seconded Councillor Ahipene-Mercer the substantive motion, amended as follows:**

New 2 (f):

- f) Agree that an amendment be made to the terms of reference for the Safe and Sustainable Transport Reference Group to provide payment to a maximum of five volunteer groups and/or not-for-profit organisations of up to \$440 per group per annum or an appropriate apportioned amount if the group cannot attend the majority of meetings.

(Mayor Prendergast left the meeting at 2.30pm.)  
(Councillor Cook returned to the meeting at 2.31pm.)

**Moved Councillor Ritchie, seconded Councillor Coughlan the procedural motion that the motion be put.**

**The procedural motion was put and declared CARRIED.**

**The substantive motion, as amended, was put and declared CARRIED.**

**RESOLVED AND RECOMMENDED TO COUNCIL:**

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Recommend that Council:*
  - a) *Agree to the criteria and principles contained in Section 5.1 of this report, to determine whether an advisory group should receive payment.*
  - b) *Agree that a case-by-case approach is used to determine any future establishment, review or payment for groups that provide advice to the Council.*
  - c) *Agree that community liaison group members will not receive payment but can receive support for reasonable expenditure incurred as part of the liaison group's work if they meet the proposed criteria listed in Section 5.3 of this report.*
  - d) *Note that as the Moa Point Wastewater Treatment Plant Community Liaison Group meets the proposed criteria it is recommended that the group be offered up to a maximum of \$200 in June 2010 to cover expenditure incurred in the*

- 2009/2010 financial year and that this funding be available each year if they meet the proposed criteria.
- e) *Agree that an annual payment of up to \$440 per organisation is made to a maximum of five volunteer run community groups included in the current Safe and Sustainable Transport Reference Group to ensure some equity in compensation across all attending members and that payments commence from 2010/11.*
  - f) ***Agree that an amendment be made to the terms of reference for the Safe and Sustainable Transport Reference Group to provide payment to a maximum of five volunteer groups and/or not-for-profit organisations of up to \$440 per group per annum or an appropriate apportioned amount if the group cannot attend the majority of meetings.***
  - g) *Agree that a review of the Youth Council's terms of reference, including the payment of members' allowances, is scheduled for September 2010 on the forward programme.*
  - h) *Note that funding for the recommended payments will be made from within current budgets and included in future budgets. No retrospective payments will be made.*

**NOTED:**

1. The resolutions differed from the recommendations in the report as follows:

The Committee added the words in **bold**.

012/10P **ANNUAL REPORT ON DOG CONTROL IN WELLINGTON CITY FOR THE YEAR 1 JULY 2008 – 30 JUNE 2009 (2.38PM – 2.41PM)**  
 Report of Alison Box, Manager Public Health – Risk, Consents and Licensing.  
 (1215/52/IM) (REPORT 5)

**Moved Councillor Pannett, seconded Councillor Pepperell the substantive motion.**

**Moved Councillor Gill, seconded Councillor Morrison, the procedural motion that the motion be put.**

**The procedural motion was put and declared CARRIED.**

**The substantive motion was put and declared CARRIED.**

**RESOLVED AND RECOMMENDED TO COUNCIL:**

*THAT the Strategy and Policy Committee:*

1. *Receive the information*
2. *Agree to the attached report on the Council's policy and practices in relation to dog control for the year 1 July 2008 to 30 June 2009.*
3. *Note that the report is required under Section 10A of the Dog Control Act 1996 and that Section 10A requires that the report be publicly notified and a copy provided to the Department of Internal Affairs.*
4. *Recommends to Council that it:*
  - (a) *Agree to the attached report on the Council's policy and practices in relation to the control of dogs for the year 1 July 2008 to 30 June 2009.*

013/10P    **FORWARD PROGRAMME**    (2.41PM – 2.43PM)  
Report of Svea Cunliffe-Steel, City Secretary.  
(1215/52/IM)    (REPORT 6)

**Moved Councillor Foster, seconded Councillor Ritchie the substantive motion, amended as follows:**

New 3:

3. Note the following:
  - a. Proposed Speed Limits in Oriental Bay (22 April 2010) description has been amended to seeking agreement for consultation.
  - b. Management of Wellington's Water Service has been added to the to be scheduled list.
  - c. Review of Governance and Review of Regional Amenities report back will be scheduled after the Mayoral Forum.

**The substantive motion, as amended, was put and declared CARRIED.**

**RESOLVED:**

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Agree the Forward Programme, attached as Appendix One.*
3. ***Note the following:***

- a. *Proposed Speed Limits in Oriental Bay (22 April 2010) description has been amended to seeking agreement for consultation.*
- b. *Management of Wellington’s Water Service has been added to the to be scheduled list.*
- c. *Review of Governance and Review of Regional Amenities report back will be scheduled after the Mayoral Forum.*

**NOTED:**

- 1. The resolutions differed from the recommendations in the report as follows:

The Committee added the words in **bold**.

(Councillor Gill left the meeting at 2.43pm.)  
 (Councillor Ahipene-Mercer left the meeting at 2.44pm.)  
 (Councillor Foster withdrew from the meeting at 2.44pm due to his conflict of interest in relation to Report 3. Councillor McKinnon took the Chair.)

014/10P **STATEMENT OF PROPOSAL TO AMEND THE GAMBLING VENUES POLICY** (2.44PM – 3.56PM)  
 Report of Brian O’ Sullivan, Senior Policy Advisor.  
 (1215/52/IM) (REPORT 3)

**Moved Councillor Best, seconded Councillor Morrison the substantive motion, amended as follows:**

Amended recommendations 5 and 6:

- 5. Delegate to the Chief Executive and the Social Portfolio Leader the authority to make any minor editorial changes to the Statement of Proposal **and draft policy** required as a result of decisions of this committee prior to the Statement of Proposal being considered by Council.
- 6. Recommend to Council that it:
  - a. Note the findings included in the Statement of Proposal.
  - b. Approve the Statement of Proposal to amend the Gambling Venues Policy.
  - c. Agree to initiate the special consultative procedure under the Local Government Act 2002 and as required by the Gambling Act 2003
  - d. Delegate to the Chief Executive and Social Portfolio leader the authority to make editorial changes, required as a result of decisions of Council, prior to the Statement of Proposal **and draft policy** being released for public consultation.

(Councillor Ahipene-Mercer returned to the meeting at 2.46pm.)  
 (Councillor Gill returned to the meeting at 2.51pm.)

(Councillor Cook left the meeting at 2.55pm.)  
(Councillor Cook returned to the meeting at 2.56pm.)

**Moved Councillor Pannett, seconded Councillor Cook, the following amendment:**

Amended recommendation 4.

4. Agree the Statement of Proposal, **as amended** (attached as Appendix One) and the draft Gambling Venues Policy, **as amended**, (attached as Appendix 2) - noting;

New recommendation 4 (e)

**4 (e) that the proposal is based on a population based cap on NCGM numbers (set at a ratio of 1 machine to 325 people) to be established in the capped suburban zones under the policy and on a population ratio of 1:29 machines in the central area zone.**

(The meeting adjourned at 3.03pm for afternoon tea.)  
(The meeting reconvened at 3.23pm. When the meeting reconvened Councillors Ahipene-Mercer, Cook, Gill, McKinnon, Morrison, Pannett, Pepperell, Wade-Brown and Wain were present.)

(Councillors Best and Coughlan returned to the meeting at 3.24pm)  
(Councillor Ahipene-Mercer left the meeting at 3.26pm.)  
(Councillor Ritchie returned to the meeting at 3.28pm.)  
(Councillor Ahipene-Mercer returned to the meeting at 3.32pm.)

**The amendment was put and a DIVISION called.**

Voting for: Councillors Cook, Pannett, Pepperell, Ritchie and Wade-Brown.

Voting against: Councillors Ahipene-Mercer, Best, Coughlan, Gill, McKinnon, Morrison and Wain.

Majority Vote: 7:5

**The amendment was declared LOST.**

(Councillor Coughlan left the meeting at 3.50pm.)

**The substantive motion, as amended, was put and declared CARRIED.**

**RESOLVED AND RECOMMENDED TO COUNCIL:**

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Note that under the Gambling Act, 2003, Council must review its Gambling Venues Policy every three years.*
3. *Note that although the current policy is meeting its stated objectives, a new approach is being proposed requiring amendment in accordance with the Special Consultative Procedure in section 83 of the Local Government Act 2002.*
4. *Agree to the Statement of Proposal (attached as Appendix 1) and the draft Gambling Venues Policy (attached as Appendix 2) – noting;*
  - (a) *The current policy approach sets a fixed “cap” on gaming machine numbers in six (suburban) zones but sets no limit on gaming machine numbers in the Central Area Zone.*
  - (b) *Five ‘areas of concern’ were identified within the Wellington District. These were located in the Northern, Southern, Western zones and, to a lesser extent, the Eastern zone.*
  - (c) *These “areas of concern” contain significant clusters of NCGMs and numbers of NCGMs and NCGM venues have not significantly reduced in these areas since the implementation of the initial Gambling Venues Policy.*
  - (d) *The remaining capped zones (the Lambton and the Onslow zones) have ‘caps’ significantly higher than the number of NCGMs within the zones.*
  - (e) *Officers are proposing a population-based cap on NCGM numbers (set at a ratio of 1 machine to 300 people) to be established in the capped suburban zones under the policy.*
5. *Delegate to the Chief Executive and the Social Portfolio Leader the authority to make any minor editorial changes to the Statement of Proposal **and draft policy** required as a result of decisions of this committee prior to the Statement of Proposal being considered by Council.*
6. *Recommend to Council that it:*
  - a. *Note the findings included in the Statement of Proposal.*
  - b. *Approve the Statement of Proposal to amend the Gambling Venues Policy.*
  - c. *Agree to initiate the special consultative procedure under the Local Government Act 2002 and as required by the Gambling Act 2003*

d. *Delegate to the Chief Executive and Social Portfolio leader the authority to make editorial changes, required as a result of decisions of Council, prior to the Statement of Proposal **and draft policy** being released for public consultation.*

7. *Note that the draft Gambling Venues Policy will be presented to SPC in June 2010 following public consultation.*

**NOTED:**

1. The resolutions differed from the recommendations in the officer's report as follows:

The Committee added the words in **bold**.

The meeting concluded at 3.56pm.

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

Chair

/ /