



Please note that these minutes remain unconfirmed until the meeting of Council on 29 September 2008.

Report 08.585

12 August 2008

File: E/06/01/04

m:\wpdata\mins\council\08.585p.doc

Minutes of the meeting of the Wellington Regional Council held in the Council Chamber, Regional Council Centre, 142 Wakefield Street, Wellington on Monday, 11 August 2008 at 9.28 am

Present

Councillors Wilde (Chair), Aitken, Baber, Bruce, Buchanan, Burke, Donaldson, Glensor, Greig, Kirton, Laidlaw, and Lamason.

Officers Present

Atapattu, Baxter, Benham, Bognar, Bradbury, Corry, Davis, Dick, Hastie, Kennedy, Reay, Ryan, and Turfrey.

Public Business

194 **Apologies**

Resolved

(Cr Lamason/Cr Baber)

That Council:

Accepts the apology for absence from Councillor Wilson.

195 **Declarations of conflict of interest**

There were no declarations of conflict of interest.

196 **Public participation**

Dennis Page, Glen Evans, Cr Deborah Hislop (Hutt City Council) and Joe Liddell (Boulcott Golf Club) all spoke on the preferred alignment of the Boulcott/Hutt stopbank.

Phil Saxby and Cr Nick Leggett (Porirua City Council) spoke on the electoral system for the 2010 triennial elections.

197 **Confirmation of Minutes**

Resolved

(Cr Lamason/Cr Greig)

That Council:

Confirms the minutes of the meeting on 30 June 2008, Report 08.476.

198 **Boulcott/Hutt Stopbank – Preferred Alignment**

Report 08.551

File: N/03/18/01

Resolved

(Cr Greig/Cr Lamason)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Notes that adoption of the Boulcott Alternative alignment would enable ‘golf friendly’ stopbanks to be constructed in both the Boulcott and Hutt golf courses.*
4. *Approves officers proceeding with obtaining statutory approvals, detailed design and finalising the land and entry negotiations on the basis of the Boulcott Alternative alignment subject to:*
 - (a) *The Boulcott Golf Club (BCG):*
 - *Foregoing approximately \$200,000 of the estimated compensation due to it*
 - *Undertaking at least \$200,000 worth of work on greens and tees associated with the Boulcott alignment with its own resources.*
 - *Transferring the title of the BGC land to Greater Wellington (GW) on the condition that GW leases back the land to the club at a nominal rate.*

- *Entering into an agreement with GW to support the Boulcott alternative alignment through the consent and designation process.*

(b) The Hutt City Council

- *Funding \$500,000 of stormwater improvement works included in the Boulcott/Hutt stopbank project*
- *Funding \$200,000 of roading improvement works included in the Boulcott/Hutt stopbank project*
- *Contributing \$300,000 towards the general cost of the project by way of a special payment to GW.*

5. *Agrees that the required funding for the Boulcott/Hutt stopbank project totalling \$11.2 million be provided in the proposed 2009-2019 LTCCP.*
6. *Authorises the Divisional Manager, Catchment Management Division, to lodge the notice of requirement with Hutt City Council for the Boulcott alternative alignment.*

Moved as an amendment

(Cr Wilde/Cr Greig)

7. *That Council acknowledges the co-operation of Hutt City Council in reaching an agreement acceptable to all parties.*

Both the substantive motion and amendment were **PASSED** unanimously.

199 **Electoral system for 2010 triennial elections**

Report 08.547

File: B/05/02/01

Resolved

(Cr Buchanan/Cr Baber)

That the Council:

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Notes that a public notice of the right of five percent of electors to demand a poll and of any resolution made by Council will be issued by 19 September 2008.*
4. *Formally requests Local Government New Zealand to strongly lobby the incoming government to implement a single proportional representation system for both central and local government elections.*

Moved as amendment 1

(Cr Glensor/Cr Wilde)

That the Council takes the lead in discussions with local and territorial authorities in the Wellington Region in implementing a common electoral system.

Moved as amendment 2

(Cr Donaldson/Cr Aitken)

That the Council resolves to change to a STV electoral system for the 2010 election.

The substantive motion and amendment 1 were **PASSED** unanimously.

Amendment 2 was lost 8:3. Councillors asked that their votes be recorded as follows:

For	Against	Abstained
Cr Aitken Cr Bruce Cr Donaldson	Cr Baber Cr Buchanan Cr Burke Cr Greig Cr Kirton Cr Laidlaw Cr Lamason Cr Wilde	Cr Glensor

The meeting was adjourned between 11.02 am and 11.22 am for morning tea.

200 **Maori Constituencies**

Report 08.548

File: E/09/17/01

Resolved

(Cr Kirton/Cr Greig)

That the Council:

1. *Receives the report.*
2. *Notes its contents.*
3. *Notes that Ara Tahi has considered the establishment of Māori constituencies, and recommends that the Council does not consider the establishment a Māori constituency at this time.*

Noted

The Council expressed thanks to Ara Tahi for its consideration and support. The Chair undertook to write to Ara Tahi, informing it of the Council's decision.

201 **Masterton Accommodation**

Report 08.404

File: WS/03/02/07

Resolved

(Cr Buchanan /Cr Burke)

That the Council:

1. *Receives the report.*
2. *Notes its contents.*
3. *Agrees that improvements to Council's current Masterton accommodation are necessary.*
4. *Agrees to construct a new building (options 4 or 5); and requests the Chief Executive Officer to further consider the possible locations in Masterton (central or peripheral site), taking into account financial implications, transport links, zoning, and staff considerations, and report back to Council with a recommendation at its meeting on 29 September 2008.*

202 **Greater Wellington Regional Council submission to alternative designation proposal for Transmission Gully**

Report 08.553

File: PK/11/01/03

Resolved

(Cr Kirton/Cr Baber)

That Council:

1. *Receives the report.*
2. *Approves the draft submission to Transit New Zealand.*

203 **Preliminary Review for year ended 30 June 2008**

Report 08.557

File: G/4/1/5

Resolved

(Cr Kirton/Cr Laidlaw)

That Council:

1. *Receives the report.*
2. *Notes the content of the report.*

Councillor Aitken left the meeting at 12.31 pm.

204 **WRC Holdings Statement of Intent****Report 08.556**

File: CFO/09/02/01

*Resolved**(Cr Glensor/Cr Laidlaw)**That Council:*

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Receives the final Statement of Intent of WRC Holdings Ltd.*
4. *Requests Officers to make editorial changes to the document to make it more easily readable.*

205 **Report on the Catchment Management Committee Meeting held on 18 June 2008****Report 08.478**

File: WS/08/16/01

*Resolved**(Cr Buchanan/Cr Lamason)**That Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*

206 **Report on Parks, Forests and Utilities Committee meeting held on 19 June 2008****Report 08.465**

File: O/02/01/01

*Resolved**(Cr Kirton/Cr Burke)**That Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*

207 **Report on the Transport and Access Committee meeting held on 26 June 2008**

Report 08.494

File: E/06/29/03

Resolved

(Cr Glensor/Cr Burke)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

208 **Report on the Transport and Access Committee meeting held on 16 July 2008**

Report 08.549

File: E/06/29/03

Resolved

(Cr Glensor /Cr Burke)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

209 **Report on the Regulatory Committee meeting held on 22 July 2008**

Report 08.544

File: E/06/31/03

Resolved

(Cr Baber/Cr Donaldson)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

210 **Report on the Regional Sustainability Committee meeting held on 23 July**

Report 08.538

File: SP/03/09/05

Resolved

(Cr Laidlaw/Cr Bruce)

That Council:

1. *Receives the report.*
2. *Notes the content of the report.*

211 **Report on the Catchment Management Committee meeting held on 24 July 2008**

Report 08.567

File: WS/08/16/01

Resolved

(Cr Buchanan/Cr Lamason)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

212 **Report on the Parks, Forests and Utilities Committee meeting held on 31 July 2008.**

Report 08.564

File: O/02/01/01

Resolved

(Cr Kirton/Cr Burke)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

213 **Report on the Finance, Evaluation and Risk Committee meeting held on 7 August 2008.**

Report 08.562

(Supplementary Order Paper dated 11 August 2008)

File: CFO/13/02/01

Resolved

(Cr Donaldson/Cr Lamason)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

214 **Report on the Ara Tahi meeting held on 24 June 2008**

Report 08.385

File: E/06/21/03

Resolved

(Cr Wilde/Cr Glensor)

That Council:

1. *Receives the report.*
2. *Notes the contents of the report.*

215 **Representation at the Resource Management Law Association Annual Conference 2008**

Report 08.546

File: E/05/04/01

*Resolved**(Cr Burke/Cr Lamason)**That Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Appoints Councillors Baber and Donaldson as its representatives to attend the RMLA Annual Conference 2008.*

Noted

The Council requested that the attendees present a report on the conference.

216 **Council representative on Pauatahanui Inlet Community Trust****Report 08.543**

File: E/06/10/07

*Resolved**(Cr Kirton/Cr Lamason)**That the Council:*

1. *Discharges Cr Burke from representing it on the Pauatahanui Inlet Community Trust.*
2. *Appoints Cr Donaldson to represent it on the Pauatahanui Inlet Community Trust.*

217. **Exclusion of the Public****Report 08.555***That the Council:*

Excludes the public from the following part of the proceedings of this meeting, namely:

1. *Report on the Public Excluded Part of the Catchment Management Committee Meeting held on 18 June 2008.*
2. *Public Excluded Minutes of Council 30 June 2008.*
3. *Cultural Redress Settlement for Port Nicholson Settlement Trust Port Nicholson Block Claim.*
4. *Request for a remission of rates.*

5. *Appointment of members to the Greater Wellington Disability Reference Group.*

The general subject of each matter to be considered while the public is excluded, the reasons for passing this resolution in relation to each matter and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

<i>General subject of each matter to be considered:</i>	<i>Reason for passing this resolution in relation to each</i>	<i>Ground under section 48(1) for the passing of this resolution</i>
1. <i>Report on the Public Excluded Part of the Catchment Management Committee Meeting held on 18 June 2008</i>	<i>Release of the information contained in this report on the PE session of the meeting would prejudice the privacy of employees of Greater Wellington by disclosing details relating to their employment. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override their privacy.</i>	<i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under sections 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e. to protect the privacy of natural persons).</i>
2. <i>Public Excluded Minutes of Council 30 June 2008</i>	<i>The information contained in these minutes relates to Greater Wellington entering into contract negotiations for the development of the Stoney Creek wind farm. The preferred supplier has been chosen but a contract has not yet been entered into. The report outlines terms of the proposed contract which is still being negotiated. Having this part of the meeting open would disadvantage the Council in these further negotiations as it would reveal the Council's negotiation strategy.</i>	<i>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under sections 7(2)(b)(ii), and 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e. to protect information where the making available of that information would be likely unreasonably to prejudice the commercial position of the person who supplied or is the subject of the information; and to enable Greater Wellington to carry on without prejudice or disadvantage negotiations)</i>
	<i>These minutes also contain information provided by the proposed supplier relating to the terms of the proposed supplier's hedging instrument. Release of this information would be likely to prejudice their commercial position as it would reveal their hedging instrument strategy. In the circumstances, this is considered unreasonable given the competitive</i>	

environment financial institutions operate in.

These minutes also contain information relating to negotiations between Greater Wellington and Rugby World Cup 2011 Ltd on proposals for Rugby World Cup 2011 events in the Wellington region. Having this part of the meeting open to the public would disadvantage the Council in these negotiations as it would reveal the Council's negotiation strategy.

The Council has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override this prejudice.

3. *Cultural Redress Settlement for Port Nicholson Settlement Trust Port Nicholson Block Claim*

The information contained in this report relates to Greater Wellington entering into an agreement with the Crown and Taranaki Whanui to assist in facilitating part of the cultural redress proposed for the Port Nicholson Block Treaty of Waitangi claim of Taranaki Whanui. The agreement has not yet been entered into. The report outlines terms of the proposed agreement which may still be negotiated. Having this part of the meeting open to the public would disadvantage the Council if further negotiations were to take place as it would reveal the Council's negotiation strategy.

That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 7(2)(i) of the Local Government Official Information and Meetings Act 1987 (i.e. to enable Greater Wellington to carry on without prejudice or disadvantage negotiations).

Greater Wellington has not been able to identify a public interest favouring disclosure of the particular information above in public proceedings of the meeting that would override the identified prejudice.

4. *Request for a remission of rates*

The information contained in this report relates to an application for a rate remission. Release of this information would be likely to infringe

That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the

the privacy of the applicant as it would disclose the fact that they are requesting a rate remission for their property.

Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override their privacy.

disclosure of information for which good reason for withholding would exist under sections 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e. to protect the privacy of natural persons).

5. *Appointment of members to the Greater Wellington Disability Reference Group*

The information contained in this report relates to the appointment of non-local government members to the Greater Wellington Disability Reference Group. Release of this information would prejudice their privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming members of the Greater Wellington Disability Reference Group. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that would override their privacy.

That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under sections 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e. to protect the privacy of natural persons).

This resolution is made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as specified above.

The open part of the meeting closed at 12.47 pm.

Cr F WILDE

Chair

Date