



Report 09.497

18 August 2009

File: E/06/01/04

m:\wpdata\mins\council\09.497p.doc

Minutes of the public part of the meeting of the Wellington Regional Council held in the Council Chamber, Regional Council Centre, 142 Wakefield Street, Wellington on Tuesday, 18 August 2009 at 9.30 am

Present

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

402 **Apologies**

Moved

(Cr Wilde/Cr Glensor)

That the Council accepts the apology for absence from Councillor Burke.

403 **Declarations of conflict of interest**

There were no declarations of conflict of interest.

404 **Public participation**

David Ogden, Mayor of Hutt City, spoke on the proposed stopbank in the area of Mills Street, Lower Hutt, the Wellington Regional Strategy, Council assets, and the Strand Park stopbank.

Marie Canny of 350 Aotearoa, spoke on measures to cope with the effects of climate change.

405 **Confirmation of minutes of previous meetings**

Moved (Cr Wilson/Cr Greig)

(i) *That the Council confirms the minutes of the public part of the Council meeting of 30 June 2009, Report 09.388.*

Moved (Cr Aitken/Cr Baber)

(ii) *That the Council confirms the minutes of the public part of the Council meeting of 30 July 2009, Report 09.411.*

406 **Establishment of the Natural Resource Management Plan Development Committee**

Report 09.476

File: E/06/02/04

Moved (Cr Wilde/Cr Wilson)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Resolves to establish the Natural Resource Management Plan Development Committee to oversee the review and development of regional plans for the Wellington region.*
4. *Adopts the Terms of Reference for the committee as set out in Attachment 2 of this report.*
5. *Appoints Councillors Baber, Buchanan, Donaldson, Glensor, Laidlaw, Wilde, and Wilson to the committee, and appoints Councillor Wilde as the Councillor Co-Chair.*
6. *Notes that the appointment of the non-Councillor members of the committee is the subject of a separate report - Report PE 09.460.*
7. *Revokes the provisions in the terms of reference of the Regulatory Committee for the oversight of the development of regional plans under the Resource Management Act 1991.*
8. *Approves the payment of a taxable honorarium of \$500 per day for each non-councillor member's attendance at committee meetings and workshops, and at any meetings and workshops of any subcommittee established by the committee for which that person is a member.*

9. *Approves an annual honorarium of \$5,000 for the non-councillor Co-Chair of the committee, and notes that the non-councillor Co-Chair is also eligible to receive the daily meeting fee detailed in recommendation 8.*
10. *Notes that the costs associated with the committee are unbudgeted, and that the costs will depend on how many meetings and workshops are held.*

The motion was **CARRIED**.

Noted

Councillor Kirton asked that his **negative** vote be recorded.

407 **Proposed Regional Policy Statement Hearing Committee**

Report 09.422

File: X/08/05/01

Moved

(Cr Wilde/Cr Donaldson)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Resolves to establish the Proposed Regional Policy Statement Hearing Committee to consider submissions on the Proposed Regional Policy Statement for the Wellington Region 2009, and to report to Council with recommendations for the adoption of the Regional Policy Statements.*
4. *Appoints Crs Wilde, Baber, Buchanan and Kirton, and Te Waari Carkeek as members of the committee, and appoints Cr Wilde as Chair.*
5. *Adopts the Terms of Reference for the Committee as set out in Attachment 1 of this report.*

The motion was **CARRIED**.

408 **Proposed Insulation and Clean Heating Retrofit Scheme**

Report 09.489

File: CFO/24/05/01

Moved

(Cr Bruce/Cr Lamason)

That the Council:

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

3. *Approves Greater Wellington entering into the EECA scheme under the terms and conditions noted in this report, specifically a maximum amount per ratepayer of \$2,600 (including GST,) and a total dollar cap per annum of \$3 million.*
4. *Authorises the Chief Financial Officer or the Manager, Finance to approve grants to qualifying ratepayers, in accordance with recommendation 3 above.*
5. *Authorises the Chief Financial Officer or the Manager, Finance to enter into contracts with ratepayers in accordance with section 10 of this report.*
6. *Authorises the Chief Financial Officer to enter into contracts between EECA and the approved service providers.*

The motion was **CARRIED**.

The meeting was adjourned between 10.36am and 10.50am for morning tea.

409 **Notices of Motion – Councillor Paul Bruce**

Report 09.496

File: E/06/01/03

Security of NZ fuel supplies

Moved

(Cr Bruce/Cr Wilson)

*That the Council ~~authorises~~ **agrees that** the Chair of Greater Wellington **should continue** to tender advice to the ~~Minister~~ **Government** on the importance of continued investment in public transport, in particular electric rail and trolley buses, to increase the ability of the region's transport system to withstand oil supply disruptions.*

The motion (as amended) was **CARRIED**.

Noted

- Deleted text is indicated by strikeout, added text is indicated in bold.

GW positioning on the COP15 climate change negotiations

Moved:

(Cr Bruce/Cr Wilson)

That the Council approves Greater Wellington Regional Council requesting Government inclusion of both regional and local government action and responsibilities in the new climate change agreement being negotiated for agreement at Copenhagen December 2009.

The motion was **CARRIED**.

410 **Appointment of alternate New Zealand Transport Agency (NZTA) representative to the Regional Transport Committee**

Report 09.456

File: E/06/34/04

Moved

(Cr Glensor/Cr Greig)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Resolves to appoint Mr Peter Hookham to the Regional Transport Committee as the alternate representative for the New Zealand Transport Agency.*

The motion was **CARRIED**.

411 **Financial report for year ended 30 June 2009**

Report 09.487

File: CFO/13/02/01

Moved

(Cr Aitken/Cr Donaldson)

That the Council:

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

The motion was **CARRIED**.

412 **Report on the Wellington Regional Strategy Committee held on 21 July 2009**

Report 09.462

File: WRS/09/01/01

Moved

(Cr Wilde/Cr Glensor)

That the Council:

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

The motion was **CARRIED**.

413 **Report on the Transport and Access Committee held on 30 July 2009**

Report 09.470

File: E/06/29/03

Moved

(Cr Glensor/Cr Greig)

That the Council:

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

The motion was **CARRIED.**

414 **Report on the Regional Sustainability Committee held on 4 August 2009**

Report 09.480

File: E/06/32/03

Moved

(Cr Laidlaw/Cr Bruce)

That the Council:

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

The motion was **CARRIED.**

415 **Report on the Regional Transport Committee held on 5 August 2009**

Report 09.481

File: TP/01/02/02

Moved

(Cr Wilde/Cr Glensor)

That the Council:

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

The motion was **CARRIED.**

416 **Report on the Regulatory Committee held on 5 August 2009****Report 09.483**

File: E/06/31/03

*Moved**(Cr Lamason/Cr Baber)**That the Council:*

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

The motion was **CARRIED**.417 **Report on the Finance, Audit and Risk Committee held on 11 August 2009****Report 09.475**

File: CFO/13/02/01

*Moved**(Cr Aitken/Cr Donaldson)**That the Council:*

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

The motion was **CARRIED**.418 **Exclusion of the public****Report 09.491**

File: E/06/01/04

*Moved that Council**(Cr Lamason/Cr Greig)*

1. *Excludes the public from the following part of the proceedings of this meeting namely:*
 1. *Public excluded minutes of Council, 30 June 2009*
 2. *Public excluded minutes of Council, 30 July 2009*
 3. *Appointment of non-local government member to Wellington Regional Strategy Committee*
 4. *Appointment of non-Councillor members of the Natural Resource Management Plan Development Committee*
 5. *Refinancing the \$44 million debt*
 6. *Purchase of property*

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 these resolutions in relation to each matter</i>	<i>Grounds under section 48(1) for the passing of these resolutions</i>
1 & 2 <i>Real Time Information</i>	<i>The information in this report relates to the Real Time Information project. Release of this information would disadvantage the Council in its negotiations with potential providers as a contract has not yet been entered into and it would reveal Greater Wellington's negotiation strategy. 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 this prejudice.</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 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).</i>
3. <i>Appointment of non-local government member to Wellington Regional Strategy Committee</i>	<i>The information contained in this report relates to the proposed appointment of a member to the Wellington Regional Strategy Committee. Release of this information would prejudice the proposed member's privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming a member of the Wellington Regional Strategy Committee. 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 the privacy of the individual concerned.</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 section 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons)</i>

4. *Appointment of non-Councillor members of the Natural Resource Management Plan Development Committee*
- The information contained in this report relates to the proposed appointment of seven members to the Natural Resource Management Plan Development Committee. Release of this information would prejudice the proposed members' privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming members of the Natural Resource Management Plan Development Committee. 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 the privacy of the individuals concerned.*
- 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)(a) of the Local Government Official Information and Meetings Act 1987 (i.e to protect the privacy of natural persons)*
5. *Refinancing the \$44 million debt*
- The information contained in this report relates to Greater Wellington's refinancing of the loan with Commonwealth Bank of Australia. The report outlines terms of the proposed refinancing. Having this part of the meeting open to the public would reveal Commonwealth Bank of Australia's proposed refinancing offer to WRC Holdings Ltd. 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 to their commercial position.*
- 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) 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).*

6. *Purchase of property*
- The information contained in this report relates to Greater Wellington entering into a land purchase agreement for a piece of land. The agreement has not yet been entered into. The report outlines terms of the proposed purchase 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. 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.*
- 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).*

2. *Permits Peter O'Brien to remain at this meeting, while the Council considers Report 09.495 entitled Purchase of property, after the public has been excluded, because of his knowledge of the of the purchase. This knowledge, which will be of assistance in relation to the matters to be discussed, is relevant to those matters because it relates directly to the subjects of the reports.*

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 public part of the meeting closed at 11.41 am.

Cr FH WILDE
Chair

Date