



Please note that these minutes remain unconfirmed until the meeting of the Council on 26 June 2013

**Report 13.663**

12/06/2013

File: E/11/01/03

**Minutes of the Council meeting held in the Council Chamber, Regional Council Centre, 142 Wakefield Street Wellington, on Wednesday 12 June 2013 at 9.30am**

**Present**

Councillors Wilde (Chair), Aitken, Brash, Bruce, Donaldson, Glensor, Greig, Laidlaw, Lamason, McPhee, Ponter, Swain and Wilson.

**Public Business**

The Council observed a moment of silence in recognition of the recent passing of former Council Chair and member, Dame Margaret Shields.

**1 Apologies**

There were no apologies.

**2 Conflict of Interest declarations**

There were no declarations of conflict of interest.

**3 Public Participation**

Teresa Homan and Bob McLellan (Like Upper Hutt - Keep it Local) presented the following petition:

*We, the undersigned, oppose the single and two-tiered super city model proposals for the Wellington region and support the continuing development of shared services amongst the current Local Authorities.*

John Shewan (Shape the Future), Vivienne Maidaborn, Phil Blundell, Nelson Rangi (Better Wairarapa), Richard Burrell (Building Solutions), Marion Blake, John Feast, Jackie Elliott, John Milford (Chair, Wellington Employers' Chamber of Commerce), John Welch, Robyn Moore, Brent Goodwin, and Liz Mellish all spoke to agenda item 5 - Wellington Region Local Government Reform – Draft application.

4 **Confirmation of Minutes**

*Moved* (Cr Greig/ Cr Lamason)

*That the Council confirms the minutes of the meeting of 9 May 2013, Report 13.186.*

The motion was **CARRIED**.

5 **Confirmation of Minutes**

*Moved* (Cr Donaldson/ Cr Aitken)

*That the Council confirms the minutes of the Annual Plan 2013/14 Hearing Committee meeting of 28 May 2013, Report 13.649.*

The motion was **CARRIED**.

## **Strategy/Policy/Major Issues**

6 **Wellington Region Local Government Reform – Draft application**

**Report 13.200** File: PS/08/08/01

*Moved* (Cr Wilde/ Cr Glensor)

*That the Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Agrees that local government reorganisation is required to improve the effectiveness and efficiency of local government in the Wellington region.*
4. *Agrees that a unitary authority with local boards is the best structure for local government in the Wellington region.*
5. *Agrees to lodge an application as set out in Attachment 1 with the Local Government Commission.*

6. *Notes that any letters received of support of the application will be attached to the application prior to it being lodged.*
7. *Delegates to the Chair of the Council the authority to make minor editorial changes to the application.*
8. *Notes that there is an option for other councils to become a party to the application.*
9. *Authorises the Chair of the Council to sign the application.*
10. *Notes that, once the Local Government Commission has received the application, it will consult with the Council, and others, as it considers reorganisation options for the Wellington region.*
11. *Notes that the Council will have the opportunity to submit on any draft proposal released by the Local Government Commission.*
12. *Agrees that the Council supports a poll on any final proposal notified by the Commission.*

*Moved as an amendment (To replace Part 5)*

*Cr McPhee/ Cr Swain)*

5. *If an application is lodged, the Wairarapa be excluded from the application, noting that seven of the eight territorial authorities in the current Wellington Region, namely Wellington City Council, Kapiti Coast District Council, Hutt City Council, Upper Hutt City Council, South Wairarapa District Council, Carterton District Council and Masterton District Council, have all expressed formal support for the already lodged application for a separate Wairarapa unitary authority.*

The amendment was **LOST**.

The motion was decided part by part.

Parts 1 to 3 were **CARRIED**.

A Division was called for in respect of Part 4. Part 4 was **CARRIED** by eight votes to five.

A Division was called for in respect of Part 5. Part 5 was **CARRIED** by nine votes to four.

Parts 6 to 12 were **CARRIED**.

**Noted**

Councillor Bruce requested that his vote against Part 4 be recorded.

Councillors Greig, McPhee, Ponter and Swain requested that their votes against Parts 4 and 5 be recorded.

The meeting adjourned at 11.56am.

The meeting resumed at 12.12pm.

**7 Report of the Annual Plan 2013/14 Hearing Committee**

**Report 13.661**

File: SP/07/01/01

*Moved*

*(Cr Donaldson/ Cr Wilson)*

*That the Council:*

- 1. Receives the report.*
- 2. Notes the content of the report.*
- 3. Notes that the Committee requested one minor change to the draft Annual Plan 2013/14, to amend an emergency management performance measure.*
- 4. Approves the Proposed Parks and Forests Concessions Guidelines 2013, subject to officers reporting to Council on the matter of officer discretion to grant fee waivers for events raising money for charitable purposes*
- 5. Approves the Proposed Resource Management Charging Policy subject to officers reporting to Council on the inclusion of reference to the RMA S35 and a preference for annual inspections with more targeted inspection times for higher risk consents.*

The motion was **CARRIED**.

**8 Finalisation of the Annual Plan 2013/14**

David Benham, Chief Executive, spoke to the report.

**Report 13.645**

File: SP/04/01/01

*Moved*

*(Cr Wilde/ Cr Donaldson)*

*That the Council:*

- 1. Receives the report.*
- 2. Notes the content of the report.*
- 3. Notes that the Hearing Committee has not recommended any changes to the rates or levies, or to the PT fare increase proposal set out in the Draft Annual Plan.*

4. Approves the operating expenditure items listed within Attachment 1 of this report to be rebudgeted within the 2013/14 Annual Plan.
5. Approves the capital expenditure items listed within Attachment 2 of this report to be rebudgeted within the 2013/14 Annual Plan.
6. Approves the operating expenditure adjustments within this report for inclusion within the 2013/14 Annual Plan.
7. Approves revenue from the planned logging of the Stratton Street pine plantation in the Belmont Regional Park being reinvested into Belmont Regional Park as outlined in Report 13.93
8. Notes that the impacts of the rebudgeting and other adjustments, as approved in recommendations 3-5 above, have been reflected in this report.
9. Approves the rate increase of 2.6% and the bulk water levy increase of 3% for the 2013/14 year for inclusion in the Annual Plan 2013/14, to be considered by the Council on 26 June 2013.

The motion was **CARRIED**.

**9 Regional Plan development process: From workshops to draft and proposed**

**Report 13.659**

File: ENV/31/01/01

*Moved*

*(Cr Wilde/ Cr Ponter)*

*That the Council:*

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

The motion was **CARRIED**.

**10 Ruamāhunga Whaitua committee establishment process**

**Report 13.660**

File: ENV/35/01/02

*Moved*

*(Cr Laidlow/ Cr Donaldson)*

*That the Council:*

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

The motion was **CARRIED**.

## **Governance**

### **11 Updated Councillor attendance at the 2013 Local Government New Zealand national conference and Annual General Meeting**

**Report 13.639**

File: E/07/07/03

*Moved*

*(Cr Wilde/ Cr Donaldson)*

*That the Council:*

- 1. Approves the attendance of Councillor Bruce at the 2013 LGNZ national conference and Annual General Meeting as a replacement for Councillor Brash.*
- 2. Nominates Councillor Bruce as an Alternate Delegate, for voting on behalf of the Council at the 2013 LGNZ Annual General Meeting if Councillor Wilde is absent from the Annual General Meeting.*

The motion was **CARRIED**.

### **12 Remit for product stewardship of electronic waste**

**Report 13.648**

File: PS/02/02/01

*Moved*

*(Cr Brash/ Cr Aitken)*

*That the Council:*

- 1. Receives the report.*
- 2. Notes the content of the report.*
- 3. Agrees to support the proposed remit for a national product stewardship scheme for electronic waste, set out in Appendix 1.*
- 4. Notes that the remit will be discussed at the Annual General Meeting of Local Government New Zealand on 21 July 2013, subject to approval by this Council.*

The motion was **CARRIED**.

## **Committees/Meetings**

13 **Report on the Environmental Wellbeing Committee meeting 21 May 2013**

**Report 13.636**

File: E/11/01/04

*Moved*

*(Cr Donaldson/ Cr Brash)*

*That the Council:*

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

The motion was **CARRIED.**

14 **Report on the Social and Cultural Wellbeing Committee meeting 22 May 2013**

**Report 13.644**

File: E/11/01/04

*Moved*

*(Cr Greig/ Cr Brash)*

*That the Council:*

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

The motion was **CARRIED.**

15 **Report on the Economic Wellbeing Committee 23 May April 2013**

**Report 13.643**

File: E/11/01/04

*Moved*

*(Cr Glensor/ Cr Bruce)*

*That the Council:*

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

The motion was **CARRIED.**

16 **Exclusion of the public**

**Report 13.662**

*Moved*

*(Cr Wilde/ Cr Lamason)*

*That the Council*

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

1. *Confirmation of public excluded minutes of Council 9 May 2013*
2. *Appointment to Farming Reference Group*
3. *Lower Waitohu Stream Project: Land Entry Agreements*
4. *Disposal of Property - Tinui*
5. *Confirmation of restricted public excluded minutes of Council 9 May 2013*

*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:*

<b><i>General subject of each matter to be considered:</i></b>	<b><i>Reason for passing this resolution in relation to each matter</i></b>	<b><i>Ground under section 48(1) for the passing of this resolution</i></b>
<p>1. <i>Confirmation of public excluded minutes of Council 9 May 2013</i></p>	<p><i>The information contained in these minutes relates to Greater Wellington Regional Council (GWRC) entering into land purchase and sale agreements which are still to be negotiated. Release of this information would disadvantage the Council in the negotiations as it would reveal information on the Council's negotiation strategy. GWRC 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></p>	<p><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 GWRC to carry out, without prejudice or disadvantage, negotiations).</i></p>
<p>2. <i>Appointment to Farming Reference Group</i></p>	<p><i>The information contained in this report relates to the appointment of a non-local government member to the Greater Wellington Farming Reference Group. Release of this information would prejudice their</i></p>	<p><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</i></p>



privacy by disclosing the fact that they are being considered, and have expressed interest, in becoming a member of the Greater Wellington Farming Reference Group. GWRC 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 section 7(2)(a) of the Local Government Official Information and Meetings Act 1987 (i.e. to protect the privacy of natural persons).

3. Lower Waitohu Stream Project: Land Entry Agreements

The information contained in this report relates to GWRC entering into land entry agreements with a number of private land owners. The agreements have not yet been entered into. The report outlines terms of the proposed agreements 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. GWRC 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 GWRC to carry out, without prejudice or disadvantage, negotiations).

4. Disposal of Property - Tinui

The information contained in this report relates to GWRC entering into a sale and purchase agreement which is still to be negotiated. Release of this information would disadvantage the Council in the negotiations as it would reveal information on the Council's negotiation strategy. GWRC has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting that

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

would override this prejudice.

*Meetings Act 1987 (i.e. to enable GWRC to carry out, without prejudice or disadvantage, negotiations).*

5. Confirmation of restricted public excluded minutes of Council 9 May 2013

*Certain information contained in these minutes relates to potential future rolling stock procurement contracts. Release of this information would be likely to harm the negotiating position of GWRC as it sets out potential options, which if exposed to the market would adversely affect GWRC'S capacity to negotiate an outcome most advantageous for ratepayers. GWRC 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 need to withhold the information.*

*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 Act (i.e. to enable GWRC to carry out, without prejudice or disadvantage, negotiations).*

*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 motion was **CARRIED**.

The meeting went into Public Excluded Business at 12.32pm.

FH Wilde  
(Chair)

Date: