



Please note that these minutes remain unconfirmed until the meeting of the Policy, Finance and Strategy Committee on 14 August 2007.

Report 07.469

20 July 2007

File: E/06/03/02

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Minutes of the Meeting of the Policy, Finance, and Strategy Committee held in the Wellington Regional Council Chamber, 142 Wakefield Street, Wellington on Thursday, 19 July 2007 at 9.33 am

Present

Councillors Buchanan (Chairman), Aitken, Baber, Evans, Greig, Kirton, Laidlaw, Long, McDavitt, and Turver.

Officers Present

Benham, Bradbury, Corry, Davis, Dick, Hastie, R. Hewitt, Kennedy, Reay, and Turfrey.

Public Business

Procedural Items

PF&S 266 **Apologies**

Resolved

(Cr Buchanan/Cr Kirton)

That the Committee

Accepts the apologies for absence from Councillors Glensor, Shields, and Wilde.

PF&S 267 **Public Participation**

No members of the public wished to participate in the meeting.

Matter for DecisionPF&S 268 **Appointment of Enforcement Officers**

Report 07.449

File J/01/02/03

Resolved		(Cr Turver/Cr Kirton)
That the Committee recommends that Council:		
(1)	Receives the report.	
(2)	Notes the content of the report.	
(3)	Appoints the following people as enforcement officers to carry out the powers, functions and duties specified in part 39A of the Local Government Act 1974 and to enforce the Wellington Regional Navigation and Safety Bylaws 2003.	
Greater Wellington Officers	Members of Wellington Police Maritime Unit	
John Tattersall, Harbour Ranger	Constable Rob Grant	
Oliver Muller, part-time Harbour Ranger	Constable Craig Pickering	
	Constable Richard Kennedy	

PF&S 269 **Exclusion of the Public**

Report 07.465

File: E/06/03/02

Resolved

(Cr Kirton/Cr McDavitt)

That the Committee

(a) Excludes the public from the following part of the proceedings of this meeting namely:

(1) Purchase of new Electric Multiple Units

(2) CentrePort Property

(3) Boulcott Stopbank Project: Land purchase – 59 Connolly Street

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>
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<i>(1) As controlling shareholder of Greater Wellington Rail Limited, to approve a preferred supplier for the new EMUs, and to approve entering into negotiations with the preferred supplier.</i>	<i>The information contained in this report relates to Greater Wellington Rail Limited entering into a contract for the purchase of new EMUs, the preferred supplier has been chosen but the contracts have not yet been entered into. The report outlines terms of the proposed contracts which may still be negotiated. Having this part of the meeting open to the public would disadvantage the Council and Greater Wellington Rail Limited if further negotiations were to take place as it would reveal Greater Wellington Rail Limited'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)(c) and 7(2)(h) of the Local Government Official Information and Meetings Act 1987 (i.e to protect information which is subject to an obligation of confidence which, if released would be likely to prejudice the supply of similar information and it is in the public interest that such information continue to be supplied and to enable Greater Wellington to carry on without prejudice or disadvantage commercial activities).</i>
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The report also comments on information provided by the tenderer in their tender documents. This information is subject to a mutually understood obligation of confidentiality. Release of details of information from tender documents would prohibit future tenderers from tendering if they were aware that such information would be made public. It is in the public interest that Greater Wellington receives tenders to ensure that Greater Wellington is able to attract the best possible tenderers.

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 these prejudices.

- (2) *CentrePort Property* The information contained in this report relates to Port Investments Limited entering into a series of contracts for the construction of a new building. The contracts have not yet been entered into. The report outlines terms of the proposed contracts which may still be negotiated. Having this part of the meeting open to the public would disadvantage the Council and Port Investments Limited if further negotiations were to take place as it would reveal CentrePort'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 sections 7(2)(h) of the Local Government Official Information and Meetings Act 1987 (i.e to enable Greater Wellington to carry on, without prejudice or disadvantage, commercial activities).
- (3) *Boulcott Stopbank Project: Land Purchase – 59 Connolly Street* The information contained in this report relates to Greater Wellington entering into a land purchase agreement for a piece of land required for the Boulcott Stopbank project. 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).

These resolutions are 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.

- (b) *Permits Peter O'Brien to remain at this meeting, while the committee considers report PE 07.466 entitled Centreport Property, and report PE 07.431 entitled Boulcott Stopbank Project: Land Purchase – 59 Connolly Street, after the public has been excluded, because of his knowledge of the Centreport Property and of the Boulcott Stopbank Project. 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.*

The public part of the meeting closed at 9.36 am.

Cr I M BUCHANAN
Chairman

Date: