



**Please note that these minutes remain unconfirmed until the next meeting of Regional Sustainability Committee on 14 September 2010**

**Report 10.424**

5 August 2010

File: E/06/32/02

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**Minutes of the public part of the meeting of the Regional Sustainability Committee held in the Council Chamber, the Regional Council Centre, 142 Wakefield Street, Wellington on Tuesday, 5 August 2010 at 1.33 pm**

**Present**

Councillors Laidlaw (Chairman), Aitken, Baber, Bruce, Donaldson, Kirton (1.40pm - 2.57pm, Items RS197-RS203) & Wilde, (1.45pm - 2.57pm, Items RS197-RS203), Mr McKenzie and Mrs Mellish (1.45pm - 2.57pm, Items RS197-RS203).

**Also Present**

Councillors Buchanan, Glensor, Greig, and Lamason.

**RS 195 Apologies**

*There were no apologies.*

**RS 196 Conflict of Interest declarations**

There were no declarations of conflict of interest.

**RS 197 Public participation**

Bill Kemp, Mel McGuinness, Jim Watson (former lighthouse keepers), Nic Cudby (NZ Fish and Game), Paul Hughes, Barbara Mitcalfe, Chris Horne, Colin Ryder, Evan Freshwater (Tourism Industry Association New Zealand), Derek Wilshire, and Tim Taylor and Michael Taylor all spoke on the Council's acquisition of land at Baring Head.

RS 198 **Confirmation of Minutes**

*Moved*

*(Cr Laidlaw/Cr Kirton)*

*That the Committee confirms the minutes of the meeting of 4 May 2010, Report 10.244.*

The motion was **CARRIED**.

RS 199 **East Harbour Regional Park – Baring Head block**

**Report 10.395**

File: PK/12/02/03

*Moved*

*(Cr Laidlaw/Cr Wilde)*

*That the Committee:*

*That the Committee recommends to Council that it:*

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Approves a target date of January 2011 for opening the new Baring Head block to the public.*
4. *Notes that there may be a need to review short-term project expenditure at the six month review.*
5. *Adopts the management regime detailed in section 4.1.1.*
6. *Notes that long-term funding decisions will be considered as part of the 2012-2022 Long-term Council Community Plan.*
7. *Agrees to work in collaboration with any “Friends of Baring Head” or similar group which may be established in the future.*

The motion was **CARRIED**.

**Noted**

- It was acknowledged that a cultural impact report will need to be written.

RS 200 **Group report for year ended 30 June 2010**

**Report 10.375**

File: E/06/32/03

*Moved*

*(Cr Baber/Cr Bruce)*

*That the Committee:*

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

RS 201 **Wellington Regional Strategy Office Update**

Melanie Thornton, Project leader WRS Office, introduced the report.

**Report 10.409**

File: WRS/11/01/03

*Moved*

*(Cr Kirton/Cr Wilde)*

*That the Committee:*

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

The motion was **CARRIED**.

RS 202 **Climate change response - update**

**Report 10.410**

File: CP/20/06/01

*Moved*

*(Cr Kirton /Cr Wilde)*

*That the Committee:*

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

The motion was **CARRIED**.

*That the Committee*

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

1. *Public excluded minutes from the 4 May 2010 meeting of the Regional Sustainability Committee*
2. *Land purchase option*
3. *Property opportunities.*

*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>   |
|--|--|---|
| 1. <i>Public excluded minutes from the 4 May 2010 meeting of the Regional Sustainability Committee</i> | <i>The information contained in this report relates to Greater Wellington Regional Council tendering the electricity supply agreement for the key wholesale water supply sites and The Regional Council Centre. Having this part of the meeting open to the public would be likely to prejudice the Council's ability to obtain the best price when tendering as it would reveal their bottom line. 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.</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 out, without prejudice or disadvantage, negotiations).</i> |
| 2. <i>Land purchase option</i>   | <i>The information contained in this report relates to Greater Wellington considering entering into a Memorandum of Understanding for a purchase</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</i>   |

*agreement for a piece of land. Negotiations for the purchase agreement are at a critical stage. Having this part of the meeting open to the public would be likely to result in the disclosure of information that would disadvantage the Council's ability to carry on, without prejudice or disadvantage, commercial negotiations for the land. The paper also includes information related to the commercial strategy of AgResearch.*

*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. *Property opportunities*

*The information contained in this report relates to Greater Wellington considering entering into a land purchase agreement for a piece of land. 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 that prejudice.*

*which good reason for withholding would exist under section 7(2)(i) and 7(2)(b)(ii) of the Local Government Official Information and Meetings Act 1987 (i.e. to enable Greater Wellington to carry out, without prejudice or disadvantage, negotiations*

*And*

*to 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).*

*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 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.*

4. *Permits Peter O'Brien and Jozsef Bognar to remain at this meeting, while the Council considers Reports PE 10.397 entitled Land purchase option and PE 10.406 entitled*

*Property opportunities, after the public has been excluded, because of their knowledge of the properties. 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 subject of the reports.*

The public part of the meeting closed at 2.57 pm.

Cr CR Laidlaw  
Chairman

Date: