



**Report 11.225**

24 May 2011

File: E/11/01/03

j:\wpdata\mins\council\11.225pwdoc

**Confirmed Minutes of the Wellington Regional Council meeting held in the Council Chamber, Regional Council Centre, 142 Wakefield Street Wellington, on Tuesday, 24 May 2011 at 9.33am**

**Present**

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

100 **Apologies**

*Moved*

*(Cr Wilde/Cr Wilson)*

*That the Council accepts the apology for absence from Councillor Laidlaw.*

The motion was **CARRIED**.

101 **Conflict of Interest declarations**

There were no declarations of conflicts of interest.

102 **Public participation**

No members of the public participated in the meeting.

103 **Confirmation of Minutes**

*Moved*

*Cr Lamason/Cr Brash)*

*That Council confirms the minutes of 5 April 2011, Report 11.160.*

The motion was **CARRIED**.

104 **Confirmation of Minutes**

*Moved*

*Cr Lamason/Cr Brash)*

*That Council confirms the public and public excluded minutes of 3 May 2011, Reports 11.187 and 11.188.*

The motion was **CARRIED**.

**Strategy/Policy/Major Issues**

105 **Feedback to the Ministry of Transport on GPS 2012 Engagement Document**

**Report 11.203**

File: TP/01/06/01

*Moved*

*(Cr Wilde/Cr Glensor)*

*That Council:*

- 1. Receives the report.*
- 2. Notes the content of the report.*
- 3. Agrees to the submission set out in Attachment 1.*

The motion was **CARRIED**.

106 **Reserving Baring Head as Scenic Reserve and commencement of management plan process**

**Report 11.215**

File: PK/12/02/03

*Moved*

*(Cr Wilson/Cr Lamason)*

*That Council:*

- 1. Receives the report.*

2. *Notes the content of the report.*
3. *Agrees to notify its intention to resolve that the piece of land described in the Schedule shall be hereby declared to be a Scenic Reserve for the purposes specified in Section 19(1)(a) of the Reserves Act 1977 and is deemed pursuant to Section 16(2) to be classified for that purpose within the meaning of the Act, and furthermore the Council acting pursuant to statutory powers contained in Section 16(10) of the Act declares the said reserve to be part of the East Harbour Regional Park.*
4. *Resolves to publicly notify its intention to prepare a management plan for the Baring Head area as shown in Section 4.1.*
5. *Notes that the public consultation will commence in June 2011.*

The motion was **CARRIED**.

107 **Pre 1990 Forestry Allocation of New Zealand Units under the emissions trading scheme**

**Report 11.191**

File: MF/01/17/01

*Moved*

*(Cr Wilson/Cr Donaldson)*

*That Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Authorises Officers to open a Holding account.*
4. *Delegates the nomination of the Holding Account Officers to the Chief Executive.*
5. *Approves claiming the carbon units due from the pre 1990 forests.*
6. *Defers any decision on claiming the carbon units from the post 1989 forests until the outcome of the legislative review in 2012 is known.*

The motion was **CARRIED**.

## Corporate

### 108 Financial report for the nine months ended 31 March 2011

#### Report 11.181

File: CFO/13/02/01

*Moved*

*(Cr Aitken/Cr Donaldson)*

*That Council:*

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

The motion was **CARRIED**.

### 109 Westpac Stadium 2011/12 Draft Statement of Intent

#### Report 11.157

File: CFO/27/12/02

*Moved*

*(Cr Lamason/Cr Glensor)*

*That Council:*

1. *Receives the report.*
2. *Notes the contents of the report.*
3. *Requests that any comments arising from the Council are sent to the Stadium Trust.*

The motion was **CARRIED**.

## Governance

### 110 2011 Local Government New Zealand national conference and Annual General Meeting

#### Report 11.192

File: E/07/07/03

*Moved*

*(Cr Lamason/Cr Bruce)*

*That Council:*

1. *Approves the attendance of Crs Donaldson, Ponter and Wilde at the 2011 LGNZ national conference and Annual General Meeting.*
2. *Nominates Cr Wilde as the Presiding Delegate for voting on behalf of the Council at the 2011 LGNZ Annual General Meeting.*
3. *Nominates Cr Donaldson, Cr Ponter and David Benham, Chief Executive, as Alternate Delegates for voting on behalf of the Council at the 2011 LGNZ Annual General Meeting if Cr Wilde is absent from the AGM.*

The motion was **CARRIED**.

### 111 Establishment of the Chief Executive Employment Review Committee

#### Report 11.193

File: E/11/01/08

*Moved*

*(Cr Wilde/Cr Ponter)*

*That Council:*

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Establishes the Chief Executive Employment Review Committee.*
4. *Appoints the following Councillors to the committee:*
  - *Cr Glensor*
  - *Cr Laidlaw*
  - *Cr Lamason*
  - *Cr Swain*
  - *Cr Wilde*

5. *Appoints Cr Wilde as the committee's chair.*

The motion was **CARRIED**.

## **Committees/Meetings**

- 112 **Report on the Te Upoko Taiao – Natural Resource Management Committee meeting held on 10 May 2011**

**Report 11.202**

File: E/11/05/04

*Moved*

*(Cr Glensor/Cr Wilson)*

*That Council:*

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

The motion was **CARRIED**.

- 113 **Exclusion of the Public**

**Report 11.217**

File: E/11/01/03

*Moved*

*(Cr Wilde/Cr Glensor)*

*That the Council*

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

1. *Contract 1277: Boulcott/Hutt stopbank construction*
2. *Boulcott/Hutt stopbank: Land Entry Agreement with the Boulcott's Farm Heritage Golf Club*
3. *Public excluded minutes from the 5 April 2011 meeting of the Council*

*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>Contract 1277: Boulcott/Hutt stopbank construction</i></p>	<p><i>Information contained in this report relates to a tender that Greater Wellington is proposing to accept. The tender has not yet been accepted. The report outlines the tenders received by Greater Wellington and outlines terms of the proposed contract 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. It would also reveal tender strategies. 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.</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 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 out, without prejudice or disadvantage, negotiations).</i></p>
---	---	--

2. *Boulcott/Hutt stopbank: Land Entry Agreement with the Boulcott's Farm Heritage Golf Club*      *The information contained in this report relates to Greater Wellington entering into a land entry and exchange agreements. 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. 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 out, without prejudice or disadvantage, negotiations).*
3. *Public excluded minutes from the 5 April meeting of the Council*      *The information contained in these minutes relates to Greater Wellington entering into a land purchase agreement for a piece of land. The agreement has not yet been entered into. The minutes outline 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 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 public part of the meeting closed at 10.08am.

Cr F H Wilde  
(Chair)

Date: