



Report 10.336

8 June 2010

File: E/06/01/04

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Minutes of the public part of the meeting of the Wellington Regional Council held in the Council Chamber, The Regional Council Centre, 142 Wakefield Street, Wellington on Tuesday, 8 June 2010 at 9.31 am

Present

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

551 **Apologies**

There were no apologies.

552 **Conflict of Interest declarations**

There were no declarations of conflict of interest.

553 **Public Participation**

Alistair Smith, Ann Mitcalfe, Colin Ryder, Paula Warren, Russell Bell, and Hugh Barr and Andrew McLellan spoke on the possible purchase by Council of property at Baring Head.

554 **Confirmation of Minutes (Council)**

Moved

(Cr Lamason/Cr Wilson)

That the Council

Confirms the minutes of the public part of the Council meeting of 18 May 2010, Report 10.269.

The motion was **CARRIED.**

Moved (Cr Lamason/Cr Wilson)

That the Council

Confirms the public excluded minutes of the Council meeting of 18 May 2010, Report 10.312.

The motion was **CARRIED**.

555 **Confirmation of Minutes (Annual Plan)**

Moved (Cr Lamason/Cr Wilson)

That the Council:

Confirms the minutes of the Annual Plan 2010/11 Hearing Committee 12 and 13 May meeting Report 10.57.

The motion was **CARRIED**.

556 **Finalisation of the 2010/11 Annual Plan (the Plan)**

Report 10.272

File SP/04/01/01

Moved (Cr Aitken/Cr Glensor)

That the Council:

- (1) *Receives the report.*
- (2) *Notes its contents.*
- (3) *Approves the operating expenditure items listed within Attachment 1 of this report (or as amended by the Council) to be rebudgeted within the 2010/11 Annual Plan.*
- (4) *Approves the capital expenditure items listed within Attachment 2 of this report (or as amended by the Council) to be rebudgeted within the 2010/11 Annual Plan.*
- (5) *Approves the operating expenditure adjustments within this report (or as amended by the Council) for inclusion within the 2010/11 Annual Plan.*
- (6) *Notes that the impacts of the rebudgeting and other adjustments, as approved in recommendations 3-5 above, have been reflected in this report.*
- (7) *Approves the rate increase of 2.23% and no increase in the bulk water levy for the 2010/11 year (or as amended by the Council) for inclusion*

in the Annual Plan 2010/11, to be considered by the Council on 29 June.

The motion was **CARRIED**.

557 **Proposal to Establish a Council Controlled Organisation – Creative HQ Limited and proposed amendment to the constitution of Grow Wellington Limited**

Report 10.304

File WRS/09/01/01

Moved

(Cr Wilde/Cr Wilson)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report*
3. *Resolves by way of the written resolutions included within attachment 2 to amend the constitution of Grow Wellington Limited as set out in section 8 of this report.*
4. *Resolves by way of the written resolutions included within attachment 2 to approve the establishment of a Council Controlled Organisation for Creative HQ.*
5. *Includes in the written notice approving the establishment of Creative HQ as a limited company, the condition that Grow Wellington must at all times hold at least 51% of the shares in the company once established.*
6. *Authorises the Chief Financial Officer to affix the Council's Common Seal to the resolutions of the sole shareholder (Attachment 2).*
7. *Consents to Grow Wellington Limited, as sole shareholder of Creative HQ Limited, adopting the proposed constitution as set out in attachment 3.*
8. *Requests that the Chair of the Council confirms this consent in writing to Grow Wellington Limited.*
9. *Notes that the amendments to the constitution of Grow Wellington Limited will be registered with the Companies Office.*

Moved as an amendment

(Cr Burke/Cr Bruce)

That the Council deletes clause 22.1 (c) of the Constitution of each of Grow Wellington Limited and Creative HQ Limited, regarding loans to Directors.

The amendment was **LOST**.

The substantive motion was **CARRIED**.

558 **Porirua Harbour and Catchment Community Trust: Nomination of Founding Trustee**

Report 10.309

File: X/23/05/18

Moved

(Cr Lamason/Cr Aitken)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Nominates Councillor Donaldson as a Founding Trustee of the Porirua Harbour and Catchment Community Trust.*

The motion was **CARRIED**.

559 **Financial report for the ten months ending 30 April 2010**

Report 10.271

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**

560 **Proposed overseas travel: Council Chair**

Report 10.63

File: E/05/02/02.

Moved

(Cr Kirton/Cr Burke)

That the Council:

1. *Receives the report.*
2. *Notes the content of the report.*
3. *Notes that the Council Chair, in her capacity as Chair of Greater Wellington Rail Limited, will be travelling to South Korea from 21 June to 25 June 2010 to meet with representatives of Hyundai - Rotem / Mitsui regarding the Matangi project.*
4. *Notes that the cost of the travel, estimated at \$7,313, will be a charge to Greater Wellington Rail Limited.*

The motion was **CARRIED**

561 **Exclusion of the public**

Report 10.313

Moved

Moved

(Cr Donaldson/Cr Greig)

That the Council

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

1. *Property for sale, Baring Head, Wainuiomata*

2. *Grow Wellington Board Appointments*

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 matter</i>	<i>Ground under section 48(1) for the passing of this resolution</i>
<i>Property for sale, Baring Head, Wainuiomata</i>	<i>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 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>
<i>Grow Wellington Board Appointments</i>	<i>The information contained in this report relates to the proposed appointment of directors to Grow Wellington. Release of this information would prejudice the proposed appointees' privacy by disclosing the fact that they are being considered as directors of the region's economic development</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</i>

agency. 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.

Information and Meetings Act 1987 (i.e. to protect the privacy of natural persons).

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.

2. *Permits Peter O'Brien to remain at this meeting, while the committee considers Report PE 10.306 entitled Property for sale, Baring Head, Wainuiomata, 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.*

The motion was **CARRIED**.

The public part of the meeting closed at 10.50 am.

Cr FH WILDE
Chair

29 June 2010