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Report 00.891
7 December 2000
File: E/6/1/4

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Minutes of the Ordinary Meeting of the Wellington Regional Council held in the Wellington Regional Council Chamber, The Regional Council Centre, 142-146 Wakefield Street, Wellington on Thursday, 7 December 2000 at 9.30am

Present

Councillors Macaskill (Chairperson), Allen, Bonner, Buchanan, Gibson, Laidlaw, Long, McDavitt, McQueen, Shaw, Shields, Thomas, Turver and Werry.

Officers Present

Messrs Allard, Annakin, Benham, Bodnar, Darroch, Maguire, Stone, Wright and Drs Bradbury and Watson.

Public Business

Procedural Items

340 **Apologies**

There were no apologies.

341 **Public Participation**

Mr Andrew Cutler, Wellington Marine Reserve Coalition

Mr Cutler said the Wellington Regional Council should support the proposal to establish a Marine Reserve on the Wellington south coast. Mr Cutler said there will be long-term benefits and conditions can be added to ensure that beach, swimming and mooring activities can continue in the area once the Reserve is established.

A copy of Mr Cutler's representations were circulated.

Following questions the Chairperson said the item will be considered later in the meeting when the report of the recent meeting of the Environment Committee is considered under the item "Regional Council Submission on Taputeranga Marine Reserve".

Mr Roger Kerr, Business Roundtable

Mr Kerr said following the announcement by Tranz Rail to withdraw from passenger transport services the Regional Council was having discussions with Government about rail ownership proposals. Mr Kerr said that was not consistent with the Annual Plan or the Regional Land Transport Strategy. The market should be left to eventually provide the right solutions. Members also asked questions of Mr Kerr.

The Chairperson concluded that the Regional Council had responsibilities for the public passenger transport network and would continue its discussion with all interested parties about all options.

The meeting adjourned at 10.05am and resumed at 11.20am.

342 Wellington Regional Navigation and Safety Bylaws – Special Order

Report 00.854

File: J/1/2/3

Members noted that the Navigation and Safety Bylaws Submissions volumes 1 and 2 had been previously circulated.

The following papers were tabled and circulated at the meeting:

- Navigation and Safety Bylaws Volume 3
- Further Submissions Numbers 39 and 40
- Memorandum dated 6 December 2000 from Mr H Vitalis, Policy Analyst about the Navigation and Safety Bylaws
- Further Memorandum dated 6 December 2000 from Mr H Vitalis, Policy Analyst about the definition surfboard

Mr Maguire said that the Special Order process required receipt of submissions up to today's meeting.

Mr Nick Hunn, Chairman, Wellington Windsurfing Association

Resolved

(Cr Allen/Cr Thomas)

That Nick Hunn give an oral presentation.

Nick Hunn said there were often circumstances in Wellington waters when the wearing of a life jacket would be dangerous and asked for a dispensation for windsurfers for this area.

Resolved

(Cr Buchanan/Cr Thomas)

That the Council:

(1) By way of Special Order:

(a) adopt the amended Wellington Regional Navigation and Safety Bylaws 2000 as per Attachment 1 to Report 00.854 with the following additional amendments:

(1) That in provision 2.1.2 the words “sailboard or windsurfer” be added after the word surfboard.

(2) Appropriate definitions of surfboard, sailboard and windsurfer be included in the Bylaws viz:

*“**Surfboard** means any type of board that is designed to be used for surf riding.*

***Sailboard** means any type of board that is propelled by a detachable sail apparatus and operated by a person standing on the board.*

***Windsurfer** has the same meaning as sailboard”.*

(b) repeal all parts of the bylaws of the Wellington Harbour Board 1985 except those identified to be saved in Attachment 2 to Report 00.854.

(c) authorise the affixing of the Common Seal.

(2) Delegate to the Environment Committee all its functions, duties and powers in terms of the operation and enforcement of the Wellington Navigation and Safety Bylaws 2000 and the Wellington Harbour Bylaws 1985.

Councillor Turver dissented.

The meeting adjourned at 11.45am and resumed at 1.10pm. Apology: Councillor Turver.

343 **Exclusion of the Public****Report 00.877***Resolved**(Chairman/Cr Shields)*

That the public be excluded from the following part of the proceedings of this meeting namely:

- (1) *Report of the Public Excluded part of the Passenger Transport Committee meeting held on 23 November 2000*

Urban Rail Contract

- (2) *Report of the Public Excluded part of the Utility Services Committee meeting held on 28 November 2000*

*Contract No 1199: Plateau Reservoir Inlet Main
Tender Acceptance and Tender Analysis*

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>
(1) <i>Urban Rail Contract</i>	<i>Because of the need to carry on negotiations (including commercial)</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 (ie to carry on commercial negotiations).</i>
(2) <i>Contract No 1199: Plateau Reservoir Inlet Main Tender Acceptance and Tender Analysis</i>	<i>To allow the carrying out of, without prejudice or disadvantage, commercial activities</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</i>

withholding would exist (ie to allow the carrying out of, without prejudice or disadvantage, commercial activities).

This resolution is made in reliance on section 48(1) (a) 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, or section 6 or section 7 or section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as follows:

Wellington Regional Council (1) and (2)

The open part adjourned at 1.11pm and reconvened at 1.55pm.

344 **Confirmation of Minutes**

Resolved

(Chairperson/Cr Allen)

- (1) That the public and public excluded minutes of the Ordinary Council Meeting, Report 00.773 and PE 00.774, and the public record of the Special Policy and Finance Committee meeting, Report 00.772, of 26 October 2000, be confirmed.*
- (2) That the public minutes of the Special Council meeting, Report 00.783 of 1 November 2000, be confirmed.*

345 **Chairman's Report**

Report 00.869

File: E/6/1/5

Kerry Hoggard

Resolved

(Chairperson/Cr McQueen)

That Council formally record its appreciation to Mr Kerry Hoggard for the enormous contribution he has made to the Flood Plain Management on the Kapiti Coast.

Triennial Review of Constituencies and Membership

A copy of a letter from the Local Government Commission dated 1 December 2000 giving details of the Commission's hearing of the appeal and counter objections into the proposed electoral arrangements of the Wellington Regional Council was tabled and circulated.

Resolved (Chairperson/Cr Gibson)

- (1) *That the change sought by Wellington City Council to ensure consistency of the boundaries for Wellington Regional Council's Lambton Constituency and Wellington City Council's Lambton Ward, be supported.*
- (2) *That Councillor Macaskill represent the Council at the Local Government Commission Hearing.*

Chairman's Report (continued)

Resolved (Chairperson/Cr Werry)

That the report be received.

Reports of Committees

346 Policy and Finance Committee – 7 December 2000

Report 00.800 File: E/6/3/2

Resolved (Chairperson/Cr Shields)

That the recommendations of the Policy and Finance Committee meeting held on 7 December 2000 be adopted.

347 Passenger Transport – 1 November 2000

Report 00.781 File: E/6/19/2

Resolved (Cr McDavitt/Cr Allen)

That the report of the meeting of the Passenger Transport Committee held on 1 November 2000, Items Pt 127 to PT 138 inclusive, be adopted.

348 Landcare – 16 November 2000

Report 00.810 File: E/6/16/2

Resolved (Cr Werry/Cr Thomas)

That the report of the meeting of the Landcare Committee held on 16 November 2000, Items LC 202 to LC 215 inclusive, and the recommendations contained therein, be adopted.

349 **Rural Services and Wairarapa – 21 November 2000**

Report 00.839

File: E/6/12/1

Resolved

(Cr Long/Cr Buchanan)

That the report of the meeting of the Rural Services and Wairarapa Committee held on 21 November 2000, Items RSW 266 to RSW 283 inclusive, be adopted.

350 **Regional Land Transport – 23 November 2000**

Report 00.843

File: E/6/11/2

Resolved

(Cr McDavitt/Cr Shields)

That the report of the meeting of the Regional Land Transport Committee held on 23 November 2000, Items RLT 77 to RLT 93 inclusive, be adopted.

351 **Utility Services – 28 November 2000**

Report 00.860

File: E/6/17/2

Resolved

(Cr McQueen/Cr Shaw)

That the report of the meeting of the Utility Services Committee held on 28 November 2000, Items US 163 to US172 inclusive, be adopted.

352 **Environment – 30 November 2000**

Report 00.866

File: E/6/18/2

Paragraph E312 – Regional Council Submission on Taputeranga Marine Reserve

Following a request from Councillor Shaw for reconsideration of this item the Chairperson said he would consider the question of the Taputeranga Marine Reserve Submission separately from the main resolution.

Amendment

(Cr Shaw/Cr Gibson)

That the Regional Council make a submission generally supporting the Taputeranga Marine Reserve proposal in principle, but asking that the issues identified in Section 10 be given further consideration and that particular attention be given to Island Bay and no decision be made until further discussion takes place with Ngati Toa.

CARRIED

The motion as amended was then put and **CARRIED**.

Resolved

(Cr Buchanan/Cr Laidlaw)

That the report of the meeting of the Environment Committee held on 30 November 2000, Items E308 to E 311, Item E312 as amended above, and Items E313 to E322 inclusive, be adopted.

Matters for Consideration

353 Emergency Committee Over Christmas/New Year Holiday Period

Report 00.849

File: E/6/1/4

Resolved

(Chairman/Cr Shields)

- (1) That Council set up a subcommittee consisting of the Council Chairperson, Deputy Chairperson and General Manager (or his nominee) to act as an Emergency Committee over the Christmas/New Year holiday period 2000/01 with power to act.*
- (2) That Councillors McQueen and Allen be appointed, either one of whom to deputise in the absence of the Chairperson or the Deputy Chairperson.*
- (3) That the General Manager be authorised to nominate other persons to deputise for him.*
- (4) That any decisions taken by the subcommittee over the period concerned be reported to the first meeting of the Wellington Regional Council in 2001.*

354 Wellington Regional Navigation and Safety Bylaws – Appointment of Officers

Report 00.865

File: J/1/2/3

Resolved

(Cr Shields/Cr Allen)

That the following officers be appointed for the purposes of administering and enforcing the provisions of the Wellington Regional Navigation and Safety Bylaws 2000 and the Wellington Harbour Board Bylaws 1985:

- Michael Pryce and Patrick Atwood as Harbourmasters, and*
- Gregory Meikle and Grant Nalder as Enforcement Officers*

355 Use of Official Seal

Report 00.868

File: E/4/2/2

Resolved

(Cr McQueen/Cr Shields)

That the report be received and the contents noted.

356 **Question Time**

Councillor Gibson asked:

“Can the General Manager let us know what monies are paid to community-type projects by CentrePort Ltd.

If so, can he let us know how much has been paid to CentrePoint Theatre in the last five years (say)?

How much has been paid by CentrePort Ltd to community-type projects or organisations in the Wellington Region in the last couple of years (say)?

To whom, exactly?”

357 **Notice of Motion – Councillor Shaw**

Summit Yard Railway Village Restoration Project, Rimutaka Incline Recreation Area

Report 00.817

File: E/5/1/53/E/6/1/3

Moved

(Cr Shaw/Cr McQueen)

“That officers outline in two pages (including practical recommendations), creative proposals to establish an historic railway village at Summit Yard, including an indication of what buildings or features could/should be rebuilt, the need and means to involve Maori, links to the visitor industry, draft time-line, indications of cost, any implications for the current logging projects, and other matters that are relevant to the successful completion of the project within a decade, to enable the project to be considered through the Annual Planning round”.

CARRIED

358 **General**

The Chairperson wished members and staff an enjoyable Christmas and happy new year.

The open part of the meeting closed at 2.40pm.

CR S A MACASKILL

Chairperson

Date: