

**MINUTES of an ORDINARY MEETING of COUNCIL held in the Council Chambers,  
Level 2, Civic Centre, 838-842 Fergusson Drive, Upper Hutt  
on WEDNESDAY 14 AUGUST 2019 commencing at 4.31pm**

**PRESENT:** HIS WORSHIP THE MAYOR MR W N GUPPY (CHAIR), CRS C B G CARSON,  
R B T CONNELLY, J B GRIFFITHS, J C GWILLIAM, P E LAMBERT, G T MCARTHUR,  
A R MCLEOD, H SWALES, S P TAYLOR AND D V WHEELER

**IN ATTENDANCE:** CHIEF EXECUTIVE, DIRECTOR OF ASSET MANAGEMENT AND OPERATIONS,  
DIRECTOR OF BUSINESS SERVICES AND CUSTOMER ENGAGEMENT, DIRECTOR OF  
COMMUNITY SERVICES, DIRECTOR OF PLANNING AND REGULATORY SERVICES,  
PERFORMANCE AND CAPABILITY MANAGER, COMMUNITY DEVELOPMENT TEAM  
LEADER, STRATEGIC POLICY MANAGER (part meeting), PLANNING POLICY  
MANAGER, SENIOR POLICY PLANNER, POLICY PLANNER, FINANCE MANAGER,  
GENERAL COUNSEL, DIRECTOR OF EXPRESSIONS WHIRINAKI (part meeting) AND  
COMMITTEE ADVISOR

**PUBLIC BUSINESS**

His Worship the Mayor opened the meeting with a prayer and provided a safety briefing on evacuation procedures.

His Worship the Mayor made mention of the following:

- 28 June – Opening of the Bugs: Our Backyard Heroes exhibition at Expressions Whirinaki;
- 3 July – Attended a retirement function held for Mr Bruce Hart, Principal of Heretaunga College;
- 3 July – Council hosted the Community Awards, held at Expressions Whirinaki and the overall winner was HUHA;
- 11 July – Presentations to the Champions of White Ribbon award;
- 2 August - Opening of the bike track at Oxford Park;
- 4 August – Upper Hutt hosted the National Cross Country Championships held at Harcourt Park;
- 9 August - Opening of the re-established youth development facility in Trentham; and
- 13 August – Rt Hon. Jacinda Ardern announced that Expressions Whirinaki Trust was granted \$1.3M from the Regional Arts Culture and Heritage fund, for their extension project.

His Worship the Mayor tabled a letter from Christchurch Mayor, Lianne Dalziel, which thanked the Upper Hutt Community for their support after the Christchurch attacks and for the book of condolences from Upper Hutt City.

**1. PRESENTATION: STUDENT UPDATE ON SISTER CITY VISIT TO MESA, ARIZONA**

His Worship the Mayor, invited Ms Ruby France, a student from Heretaunga College, to provide an update to Council on the recent visit to Upper Hutt's Sister City, Mesa, Arizona. Ms France gave apologies for fellow student, Mr Jordan Knapp, who was unable to attend the presentation.

Ms France said that during the visit she met the Mayor of Mesa, went on a tour of the city, and travelled with other exchange students to Maricopa reservations, and visited the Grand Canyon. She added that part of the community initiatives the students were involved with was packaging meals that were to be distributed for underprivileged children in the Philippines.

Ms France thanked Council for its support for the programme as well as the Community Development staff who had assisted with the exchange. She said the experience gave her more confidence and she had made lifelong friendships during the visit. She hoped Council would continue to support the initiative for future visits and allow all colleges in Upper Hutt to apply for an exchange.

## 2. **PUBLIC FORUM**

His Worship the Mayor noted the procedural step in Item 8: 'Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents'. The Environment Court had given Council direction on the next step and Council would not be able to make an alternative decision on the recommendations contained within the report.

**Ms Noeline Berkett** spoke to Item 8: 'Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents'. She said she was disappointed that for the last twelve years, Council had not stood against Greater Wellington Regional Council on their flood plan model. She added that Black Creek had now had its name changed to Managaroa River Tributary No. 3 which changed the status to a river and could no longer be cleaned or altered in any way. She said that she was disappointed that Council were unable to provide an alternative flood plan than that of Greater Wellington Regional Council and should have questioned the flood plan model.

**Mr Harry Kent** spoke to Item 8: 'Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents'. He said that it was under the Resource Management Act 1991, it was illegal to permit activity that would adversely damage the population. He added that Pinehaven and Silverstream properties should not be affected by property run off from houses above Pinehaven. He said that this Plan change would allow this to happen.

**Mr Stephen Pattinson, on behalf of Save our Hills** spoke to Item 8: 'Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents'. He spoke on behalf of 'Save Our Hills'. He showed a flood map poster which he said had an outline of the 100 year flood effect if there were 1665 houses developed on the hills above Pinehaven and it also indicated an outline on a 100 year flood effect with no developments on the hills. He said that the poster showed a statement from an Auditor that said 'Save Our Hills' concerns were upheld and that the flood extents were not modelled correctly and he said this was not investigated further by the auditor. He considered that Council had not investigated the claim further and submissions from the community on Plan Change 42 highlighted residents did not want this area developed and the flooding effects would be greater if the area were to be developed. He said that an expert report received showed a 600% increase in water run off if 1665 homes were developed on the hills.

His Worship the Mayor asked whether any information Mr Pattinson had shown members during public forum was supplied to the Environment Court for consideration of Plan Change 42. Mr Pattinson said that he had withdrawn his appeal through the Environment Court because he felt that the process was unfair.

His Worship the Mayor advised that currently there was no plan for developments on the hills above Pinehaven and Silverstream. He said any development proposed in that area would need to provide evidence of stormwater neutrality and adhere to resource consent conditions.

**Ms Suzan Pattinson** spoke to Item 8: 'Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents'. She said that the current floodmaps that Council was considering were exaggerated and grossly inflated and would affect 600 properties in the Silverstream and Pinehaven area. She added that the properties in the foothills would be affected by additional water run off. She said that an expert report showed that thousands of cubic tonnes of additional stormwater run off from the Guildford block developments would occur.

It was noted that 'Save Our Hills' requested Council to defer the decision until after a peer review of Plan Change 42 could take place and the expert report could be released for public consideration.

**Ms Roz Brown** spoke to Item 9: 'Endorsement of the Wellington Regional Investment Plan'. She said that environment and youth should be considered as part of the Wellington Regional Investment Plan to give a voice to youth and on environmental issues. She added that wetlands and climate change should be included in the plan.

**3. CONFLICT OF INTEREST DECLARATIONS AND UPDATES**

Cr McLeod asked for the interests register to be updated to include: Director and Shareholder of McLeod Kidd Properties.

Crs McLeod and Carson declared a conflict on Item 8: Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents and did not take part in any discussions and did not vote on this item.

**4. APPROVAL OF MINUTES**

**(a) COUNCIL (1-9 – 19/06/19)**

**RESOLVED**

**C 190401**

**That the minutes of the Council meeting held on 19 June 2019 be approved.**

Moved His Worship the Mayor/Cr Griffiths

**CARRIED**

**(b) ADDITIONAL COUNCIL (1-9 – 26/06/19)**

**RESOLVED**

**C 190402**

**That the minutes of the Additional Council meeting held on 26 June 2019 be approved.**

Moved His Worship the Mayor/Cr Swales

**CARRIED**

**5. APPROVAL OF COMMITTEE MINUTES**

**(a) EXTRAORDINARY LEGISLATION COMMITTEE (1-2 – 11/07/19)**

**RESOLVED**

**C 190403**

**That the report of the Extraordinary Legislation Committee meeting held on 11 July 2019 be received and the recommendations contained therein be adopted.**

Moved His Worship the Mayor/Cr Swales

**CARRIED**

Cr Gwilliam asked what the reason was for the meeting to be an 'Extraordinary' Legislation meeting. The Committee Advisor clarified that the meeting was unable to be notified within the statutory timeframe of a standard meeting therefore it was an extraordinary meeting.

**(b) CITY DEVELOPMENT COMMITTEE (1-6 – 17/07/19)**

**RESOLVED**

**C 190404**

**That the report of the City Development Committee meeting held on 17 July 2019 be received and the recommendations contained therein be adopted.**

Moved Cr Griffiths/Cr Lambert

**CARRIED**

(c) **HEARINGS PANEL (1-3 – 23/07/19)**

**RESOLVED**

**C 190405**

**That the report of the Hearings Panel meeting held on 23 July 2019 be received and the recommendations contained therein be adopted.**

Moved Cr Griffiths/Cr Wheeler

**CARRIED**

(d) **FINANCE AND PERFORMANCE COMMITTEE (1-5 – 24/07/19)**

Cr Gwilliam asked to discuss Item 3: 'Draft Annual Report'.

**RESOLVED**

**C 190406**

**That the report of the Finance and Performance Committee meeting held on 24 July 2019 be received and the recommendations contained therein be adopted, excluding item 3: Draft Annual Report.**

Moved Cr Swales/Cr Taylor

**CARRIED**

Cr Gwilliam requested the minutes be amended to reflect the discussion to clarify the difference between parent and group headings with regard to the financial statements within the draft Annual Report, in particular, the group financials included Expressions Whirinaki.

Cr Gwilliam thanked the Chief Financial Officer for the additional rating information supplied to members. He noted that 45% of the rates for utilities were being paid by Council back to Council and asked for consideration of this matter in future.

**RESOLVED**

**C 190407**

**That item 3: Draft Annual Report, of the report of the Finance and Performance Committee meeting held on 24 July 2019 be received and the recommendations contained therein be adopted.**

Moved Cr Swales/Cr Taylor

**CARRIED**

(e) **POLICY COMMITTEE (1-6 – 31/07/19)**

**RESOLVED**

**C 190408**

**That the report of the Policy Committee meeting held on 31 July 2019 be received and the recommendations contained therein be adopted.**

Moved Cr McArthur/His Worship the Mayor

**CARRIED**

**6. ACTIONS AND UPDATES (306/02-012)**

Report from the Committee Advisor dated 8 August 2019.

Cr Taylor thanked the Director of Asset Management for the installation of the signage erected at the recycling station that advised users of the treatment of any dumped recyclable materials.

**RESOLVED**

**C 190409**

**That Council notes the actions and updates within the report.**

Moved His Worship the Mayor/Cr Swales

**CARRIED**

**7. PRIORITY ROUTES AND EARTHQUAKE-PRONE PRIORITY BUILDINGS (331/30-014)**

Report from the Director of Planning and Regulatory Services dated 19 July 2019.

His Worship the Mayor noted the submissions received and asked for reasons why the submitters details were withheld. The Director of Planning and Regulatory Services advised that the submitters details were withheld at the submitters request as indicated on their submission forms.

**RESOLVED**

**C 190410**

**That Council:**

- (i) resolves to note the points made by submitters, and to thank the submitters for their submissions; and**
- (ii) resolves to confirm those thoroughfares described in Attachment 2 as being “thoroughfares with sufficient vehicular and pedestrian traffic, onto which parts of unreinforced masonry (URM) buildings could fall in the event of an earthquake for Upper Hutt City” pursuant to section 133AF(2)(a) of the Building Act 2004.**

**For reasons that:**

- (i) the identification of priority routes is a legislative requirement under section 133AF(2)(a) of the Building Act 2004; and**
- (ii) officers consider that there are routes in Upper Hutt that meet the criteria of section 133AE(1)(e) of the Building Act; and**
- (iii) officers consider that there are no routes in Upper Hutt that meet the criteria of section 133AE(1)(f) of the Building Act and the Ministry of Business, Innovation and Employment’s (MBIE) guidance on identifying priority buildings.**

Moved His Worship the Mayor/Cr Carson

**CARRIED**

**8. PROPOSED PLAN CHANGE 42: MANGAROA AND PINEHAVEN FLOOD HAZARD EXTENTS (351/12-046)**

Report from the Senior Planner (Policy) through the Director of Planning and Regulatory Services dated 2 August 2019.

Cr Carson and McLeod declared a conflict on Item 8: Proposed Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents and did not take part in any discussions or did not vote on the matter.

In response to a question from Cr Gwilliam, the Director of Planning and Regulatory Services advised the Flooding User Guide sat outside of the formal plan change documentation.

Cr Connelly supported the adoption of Plan Change 42: Mangaroa and Pinehaven Flood Hazard Extents as the plan change supported flood preparedness and addresses effects of climate change. She requested the Flooding User Guide be amended to use less acronyms to increase readability of the document.

**RESOLVED**

**C 190411**

- (i) That Council receives the resolutions from the Environment Court in Appendices 1 and 2;**
- (ii) That pursuant to clause 17 of the First Schedule of the Resource Management Act 1991, gives notice that Plan Change 42 is approved, in accordance with the Consent Order issued by the Environment Court on 24 July 2019; and**
- (iii) That Pursuant to Clause 20 of the First Schedule of the Resource Management Act 1991, gives notice of Plan Change 42 becoming operative as soon as possible.**

Moved Cr Griffiths/Cr Swales

**CARRIED**

**9. ENDORSEMENT OF THE WELLINGTON REGIONAL INVESTMENT PLAN (301/60-020)**

Report from the Director of Business Services and Customer Engagement dated 5 August 2019.

Cr McLeod requested that Council hold a workshop to further consider the Wellington Regional Investment Plan (the plan) prior to endorsement, to provide input into the plan and take into consideration comment from the public on youth and climate change.

In response to a question from Cr Connelly, His Worship the Mayor advised the purpose of the plan was to engage with central government at a regional level and a workshop could be held prior to endorsement, to discuss the plan further.

Cr Lambert asked for Council to advise Greater Wellington Regional Council that Council had taken the document into account, however would prefer a workshop prior to endorsement of the plan.

Cr Carson did not support endorsement of the plan because members had not been involved in formulation of the plan. He said that State Highway 2 improvements from Nauranga Gorge to River Road had not been mentioned within the plan. He added that issues with road infrastructure and improvements should be included within the plan.

Cr Wheeler was in support of Cr Carson's comments with regard to State Highway 2 improvements.

In response to a question from His Worship the Mayor, the Director of Business Services and Customer Engagement advised that Porirua City Council and Hutt City Council had endorsed the Wellington Regional Investment Plan, whilst other councils within the region would seek consideration from their respective councils in the coming weeks.

Cr Taylor noted that Upper Hutt City had little mention within the plan and he questioned the figures on page 144 to 146 of the plan in relation to city growth, in particular the figures for Gillespies Road, as the area was not likely to be developed in the short term. He supported a workshop to discuss the plan further.

In response to a question from Cr Gwilliam, His Worship the Mayor advised that it was not likely to impact on timeframes if Council was to defer a decision to endorse the plan until a workshop was held at a later date.

**RESOLVED**

**C 190412**

**That Council:**

- (i) defers the decision to endorse the Wellington Regional Investment Plan;**
- (ii) holds a workshop to discuss the Wellington Regional Investment Plan;  
and**
- (iii) provides a report back to Council at its meeting on 2 October 2019.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

**10. APPLICATIONS TO BECOME MANA WHENUA PARTNERS ON WELLINGTON WATER COMMITTEE AND PROPOSAL FOR SOUTH WAIRARAPA DISTRICT COUNCIL TO BECOME A SHAREHOLDER IN WELLINGTON WATER LIMITED (301/60-028)**

Report from the General Counsel through the Chief Executive dated 2 August 2019.

Cr Gwilliam was concerned that the report did not specify the number of shares issued to South Wairarapa District Council and that the Risk Assessment Report for South Wairarapa District Council becoming a Shareholder was not carried out by an independent consultant. He added that South Wairarapa infrastructure differed to the infrastructure in the Wellington region and that the risk level of South Wairarapa District Council joining as a Shareholder had changed from medium risk to low risk as part of the assessment.

Cr Carson asked what impact South Wairarapa District Council shares would have on the existing Shareholders' percentage of shares. He also asked how this would affect the 2019/2020 budget and any future budgets and whether this could increase Council's share of costs of overheads.

Cr Swales noted that for transparency, an independent consultant undertaking the risk assessment would have been preferable. She agreed with members comments and noted that Council should be provided further information on the questions members had raised, before any of the recommendations were agreed upon.

Cr Taylor asked for clarification on the implications and impact on timeframes if Council agreed to defer a decision on the recommendations to allow for time for questions to be answered by Wellington Water Limited.

Cr McLeod requested that members vote on each of the recommendations separately.

In response to a question from His Worship the Mayor, the Chief Executive advised that the names of Mana Whenua had to be named in the resolutions and that if any additional Mana Whenua representatives sought to be a party to the agreement they were required to submit an application.

In response to a question from Cr Swales, the General Counsel advised that Mana Whenua were required to nominate specific representatives as per the terms within the Shareholders' Agreement.

His Worship the Mayor noted that the Wellington Water Committee had agreed that South Wairarapa District Council become a Shareholder. He agreed with Cr Carson for information on any management costs that Council could incur. The Chief Executive advised that there was a risk to South Wairarapa District Council's contract negotiations if Council deferred any decision to the next

meeting of Council as the contract with South Wairarapa District Council was due to commence with Wellington Water Limited on 1 October 2019.

In response to questions from Cr Gwilliam, the Director of Asset Management and Operations advised that South Wairarapa District Council were in negotiations with Wellington Water Limited on a service delivery contract. He said that South Wairarapa District Council could enter into a service delivery contract with Wellington Water Limited without becoming a Shareholder. He added South Wairarapa District Council would then need to determine whether engagement with Wellington Water Limited would be as an independent contractor or a Council Controlled Organisation.

His Worship the Mayor supported the recommendations that South Wairarapa District Council become Shareholders in Wellington Water Limited.

Cr Connelly questioned whether South Wairarapa District Council could enter into an agreement with Wellington Water Limited instead of becoming a Shareholder in Wellington Water Limited. She supported deferring a decision until further information could be obtained from Wellington Water Limited which answered questions raised by members.

Cr McArthur supported deferring the decision until questions raised by members could be answered.

Cr Carson asked for information to be provided by Wellington Water Ltd on the financial impact of South Wairarapa District Council joining as a Shareholder and what the percentage of shares would translate to with regard to costs.

**RESOLVED**

**C 190413**

**That Council notes and receives the memorandum.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

**RESOLVED**

**C 190414**

**That Council agrees that Te Runanga o Toa Rangatira be appointed as a Mana Whenua entity, and that Te Taku Parai be its nominated representative and Naomi Solomon be its nominated alternate on the Wellington Water Committee.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

**RESOLVED**

**C 190415**

**That Council agrees that Taranaki Whānui ki Te Upoko o Te Ika be appointed as Mana Whenua partner Entity, and that Kim Skelton be its nominated representative and Kirsty Tamanui be its nominated alternate on the Wellington Water Committee.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

**RESOLVED**

**C 190416**

**That Council agrees that Taranaki Whānui ki Te Upoko o Te Ika be appointed as Mana Whenua partner Entity, and that Kim Skelton be its nominated representative and Kirsty Tamanui be its nominated alternate on the Wellington Water Committee.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

Cr Gwilliam proposed the following amended motion:

*That Council defers a decision on South Wairarapa District Council becoming a shareholder in Wellington Water Ltd until clarification on the questions raised had been answered by Wellington Water Limited and a paper is brought back to the Policy Committee at its meeting to be held on 18 September 2019 by way of a forthwith decision.*

**RESOLVED**

**C 190417**

**That Council defers the decision on South Wairarapa District Council becoming a shareholder in Wellington Water Ltd until clarification on the questions raised had been answered by Wellington Water Limited and a report is brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.**

Moved Cr Gwilliam/Cr Carson

**CARRIED**

His Worship the Mayor, Cr Griffiths and Cr McArthur voted against the motion.

Cr Gwilliam proposed the following amended motion:

*That Council defers the decision to approve and consent to Wellington Water Limited issuing the new shares to South Wairarapa District Council and entering into any documentation which was required to issue new shares until clarification on the questions raised had been answered by Wellington Water Limited and a paper was brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.*

**RESOLVED**

**C 190418**

**That Council defers the decision to approve and consent to Wellington Water Limited issuing the new shares to South Wairarapa District Council and entering into any documentation which was required to issue new shares until clarification on the questions raised had been answered by Wellington Water Limited and a paper was brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.**

Moved Cr Gwilliam/Cr McLeod

**CARRIED**

His Worship the Mayor, Cr Griffiths and Cr McArthur voted against the motion.

Cr McLeod proposed the following amended motion:

*That Council defers the decision that pursuant to clause 5.1 of the company's constitution, Council waives its pre-emptive rights under section 45 of the Companies Act in respect of the new shares until clarification on the questions raised had been answered by Wellington Water Limited and a paper was brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.*

**RESOLVED**

**C 190419**

**That Council defers the decision that pursuant to clause 5.1 of the company's constitution, Council waives its pre-emptive rights under section 45 of the Companies Act in respect of the new shares until clarification on the questions raised had been answered by Wellington Water Limited and a paper is brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.**

Moved Cr McLeod/Cr Gwilliam

**CARRIED**

His Worship the Mayor, Cr Griffiths and Cr McArthur voted against the motion.

Cr Gwilliam proposed the following amended motion:

*That Council defers the decision that Council confirms, approves, and ratifies the company's board resolution attached as Appendix 11 to the memorandum until clarification on the questions raised had been answered by Wellington Water Limited and a paper was brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.*

**RESOLVED**

**C 190420**

**That Council defers the decision that Council confirms, approves, and ratifies the company's board resolution attached as Appendix 11 to the memorandum until clarification on the questions raised had been answered by Wellington Water Limited and a paper was brought back to the Policy Committee meeting to be held on 18 September 2019 by way of a forthwith decision.**

Moved Cr Gwilliam/Cr Swales

**CARRIED**

His Worship the Mayor, Cr Griffiths and Cr McArthur voted against the motion.

**11. APPEARANCE INDUSTRY BYLAW (331/50-005)**

Report from the Strategic Policy Manager dated 5 August 2019.

Cr Connelly noted the risks an unregulated industry could have for public health and supported the bylaw.

Cr Wheeler advised the bylaw would address health risks to the community and supported joining Hutt City Council in adoption of a joint bylaw. He added that Regional Public Health and Accident Compensation Corporation had documented health and safety issues within the appearance industry that needed to be addressed.

The Director of Business Services and Customer Engagement clarified the recommendations were to ensure the appropriate consultation with the community could take place before Council considered a joint bylaw with Hutt City Council. She added that there was some work to be done prior to consultation.

Cr Carson acknowledged the work undertaken to date on the bylaw by Hutt City Council, however he suggested that further investigation by Council to identify any issues not previously covered in Hutt Council's draft bylaw was preferable before Council considered a joint bylaw with Hutt City Council.

**RESOLVED**

**C 190421**

**That Council receives the report and notes the information contained within the report.**

Moved Cr Gwilliam/Cr Swales

**CARRIED**

**12. STATE HIGHWAY 2 – MOWING MAINTENANCE OPTIONS (325/02-001)**

Report from the Parks and Reserves Manager through the Director of Asset Management and Operations dated 8 August 2019.

Cr Taylor thanked the Parks and Reserves Team on the report provided to Council. He supported option two within the report which reduced the frequency of mowing.

Cr Connelly also supported option two within the report and asked where the additional funding would come from. The Director of Asset Management and Operations advised that he was unsure

of any specific budget that would be affected by the increase, however he was confident that the additional cost would be met within existing budgets.

Cr Carson proposed an amended motion:

*That Council agrees to reduce the frequency of mowing along State Highway 2 from the Maoribank intersection to Norana Road to 12 cuts per year and provide an additional \$14,400 per annum, to be met from from within existing budgets, to cover the cost of Level 2 traffic management until such time that Level 2 traffic management was no longer required.*

Cr Wheeler supported option two within the report. He asked whether there was flexibility on the frequency of mowing based on seasonal requirements. The Director of Asset Management and Operations confirmed that there was flexibility to be responsive to seasonal grass growth within the allowance of twelve cuts per year.

**RESOLVED**

**C 190422**

**That Council agrees to reduce the frequency of mowing along State Highway 2 from the Maoribank intersection to Norana Road to 12 cuts per year and provide an additional \$14,400 per annum, to be met from from within existing budgets, to cover the cost of Level 2 traffic management until such time that Level 2 traffic management was no longer required.**

Moved Cr Carson/Cr Griffiths

**CARRIED**

**13. DOCUMENTS SEALED (311/01-003)**

Schedule of Documents Sealed for the period 13 June 2019 to 7 August 2019.

**RESOLVED**

**C 190423**

**That the Schedule of Documents Sealed for the period 13 June 2019 to 7 August 2019 be received and the actions recorded therein be confirmed.**

Moved His Worship the Mayor/Cr McArthur

**CARRIED**

**14. SEALING AUTHORITY (311/01-003)**

**RESOLVED**

**C 190424**

**That approval be given for the Common Seal to be affixed to all relevant documents in connection with decisions reported in respect of any of the foregoing and following items.**

Moved His Worship the Mayor/Cr Taylor

**CARRIED**

**15. PUBLIC EXCLUSION**

**RESOLVED**

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

**16. APPROVAL OF MINUTES**

**17. APPROVAL OF COMMITTEE MINUTES**

**18. LEASE NEGOTIATIONS**

**19. PINEHAVEN STREAM IMPROVEMENTS PROJECT**

**20. CONTRACT 1166 – EXPRESSIONS WHIRINAKI EXTENSION CONSTRUCTION**

That the general subject of each matter to be considered while the public is excluded, the reason 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>(A) GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</b>	<b>(B) REASONS FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER</b>	<b>(C) GROUND UNDER SECTION 48(1) FOR THE PASSING OF THIS RESOLUTION</b>
<b>Approval of Minutes</b>	<b>The withholding of information is necessary to protect information subject to an obligation of confidence.</b>	<b>Section 7(2)(c)</b>
<b>Approval of Committee Minutes</b>	<b>The withholding of information is necessary to protect information subject to an obligation of confidence.</b>	<b>Section 7(2)(c)</b>
<b>Lease Negotiations</b>	<b>The withholding of information is necessary to enable Council to maintain legal professional privilege; to carry on without prejudice or disadvantage, negotiations; and to prevent the disclosure or use of official information for improper gain or advantage.</b>	<b>Section 7(2)(g) Section 7(2)(i) Section 7(2)(j)</b>

<b>Pinehaven Stream Improvements Project</b>	<b>The withholding of information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information; and to carry out without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</b>	<b>Section 7(2)(b)(ii) Section 7(2)(i)</b>
<b>Contract 1166 – Expressions Whirinaki Extension Construction</b>	<b>The withholding of information is necessary to enable Council to carry on without prejudice or disadvantage, negotiations; and to prevent the disclosure or use of official information for improper gain or advantage.</b>	<b>Section 7(2)(i) Section (7)(2)(j)</b>

**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 the 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 in Column B above.**

Moved Cr Griffiths/Cr McArthur C 190425 **CARRIED**

**That Genevieve Drake, Communications Advisor, Wellington Water Limited, be permitted to remain after the public during the consideration of Item 19: 'Pinehaven Stream Improvements Project' to answer questions from Council.**

Moved His Worship the Mayor/Cr Swales C 190426 **CARRIED**

The Public Business section of the meeting concluded at 6.00pm.

The Public Excluded Business section of the meeting concluded at 6.30pm.

Confirmed this 2<sup>nd</sup> day of October 2019.

W N Guppy  
**MAYOR**