

Please note these minutes remain unconfirmed until the Council meeting on 26 October 2023.

Report 23.503

Unconfirmed Public minutes of the Council meeting on Thursday 21 September 2023

Taumata Kōrero – Council Chamber, Greater Wellington Regional Council
100 Cuba Street, Te Aro, Wellington, at 9.30am

Members Present

Councillor Ponter (Chair)
Councillor Staples (Deputy Chair)
Councillor Bassett
Councillor Duthie
Councillor Gaylor
Councillor Kirk-Burnnand
Councillor Lee
Councillor Nash
Councillor Ropata
Councillor Saw
Councillor Woolf

Councillor Duthie participated at this meeting remotely via MS Teams, and counted for the purpose of quorum in accordance with clause 25B of Schedule 7 to the Local Government Act 2002.

Karakia timatanga

The Council Chair opened the meeting with a karakia timatanga.

Public Business

1 Apologies

Moved: Cr Nash / Cr Saw

That Council accepts the apology for absence from Councillor Connelly.

The motion was **carried**.

2 Declarations of conflicts of interest

There were no declarations of conflicts of interest.

3 Public participation

There was no public participation.

4 Confirmation of the Public minutes of the Council meeting on 17 August 2023 – Report 23.402

Moved: Cr Bassett / Cr Nash

That Council confirms the Public minutes of the Council meeting on 17 August 2023 – Report 23.402.

The motion was **carried**.

5 Confirmation of the Public Excluded minutes of the Council meeting on 17 August 2023 - Report PE23.403

Moved: Cr Staples / Cr Bassett

That Council confirms the Public Excluded minutes of the Council meeting on 17 August 2023 – Report PE23.403.

The motion was **carried**.

6 Confirmation of the Public minutes of the Council meeting on 24 August 2023 – Report 23.423

Moved: Cr Nash / Cr Gaylor

That Council confirms the Public minutes of the Council meeting on 24 August 2023 – Report 23.423.

The motion was **carried**.

7 Confirmation of the Public Excluded minutes of the Council meeting on 23 August 2023 – Report PE23.424

Moved: Cr Saw / Cr Bassett

That Council confirms the Public Excluded minutes of the Council meeting on 24 August 2023 – Report PE23.424.

The motion was **carried**.

Strategy, policy or major issues

8 Public Notification of Variation 1 to the Proposed Change 1 to the Regional Policy Statement – Report 23.339

Fathima Iftikar, Director, Strategy, Policy and Regulation, and Richard Shield, Senior Policy Advisor, spoke to the report.

An updated Attachment 2 to Report 23.339 was tabled.

Moved: Cr Ropata / Cr Lee

That Council approves public notification of Variation 1 to the Proposed Change 1 to the Regional Policy Statement.

The motion was **carried**.

9 Submission on the Specified Development Project – Porirua Northern Growth Area – Report 23.490

Luke Troy, Group Manager, Strategy, and Rose Wunrow, Strategic Advisor, spoke to the report.

An updated Attachment 1 to Report 23.490 was tabled.

Moved: Cr Ropata / Cr Kirk-Burnnand

That Council:

- 1 Adopts the submission on the Specified Development Project – Porirua Northern Growth Area (Attachment 1).
- 2 Authorises the Council Chair to approve minor editorial amendments and any changes to the submission to reflect changes proposed at the meeting.

The motion was **carried**.

Noted: Council requested that a final draft submission be circulated to Councillors, with updated content addressing wastewater capacity and planning, bus stop planning and provision, and active mode access to Pukerua Bay railway station.

10 Christmas Eve, Christmas Day and New Year's Eve Fares – Report 23.471

The Chief Executive advised of the withdrawal of this item from the agenda.

Noted: Council requested a workshop to discuss this item further.

11 Lower North Island Rail Integrated Mobility – Update – Report 23.472 [For Information]

Rhys Hayward, Client Project Lead, Assets and Infrastructure, Metlink, spoke to the report.

The meeting adjourned at 11.47am and resumed at 11.03am.

Governance

12 Amendment to the Constitution of WRC Holdings Limited – Report 23.486

Sarah Allen, Principal Advisor, Company Portfolio and Economic Development, spoke to the report.

Moved: Cr Kirk-Burnnand / Cr Nash

That Council:

- 1 Resolves to pass a special resolution of WRC Holdings Limited, by way of written resolution contained in Attachment 2 – Shareholder’s Resolution, to amend clause 19.1 of the constitution of WRC Holdings Limited to increase the maximum number of directors of WRC Holdings Limited from seven directors to eight.
- 2 Authorises the Chair of Council to sign the written resolution contained in Attachment 2 – Shareholder’s Resolution.

The motion was **carried**.

13 Issue of Unpaid Share Capital to Fund Greater Wellington Rail Limited Capital Expenditure for 2023/24 – Report 23.434

Ashwin Pai, Financial Controller, spoke to the report.

Moved: Cr Nash / Cr Kirk-Burnnand

That Council:

- 1 Notes that the amount of \$26.0 million is required by Greater Wellington Rail Limited to fund Greater Wellington Regional Rail’s budgeted 2023/24 year capital expenditure.
- 2 Notes that Greater Wellington Rail Limited’s budgeted 2023/24 capital expenditure will be funded by:
 - a The issue of 25.2 million unpaid ordinary \$1 shares by Greater Wellington Rail Limited to WRC Holdings Limited, and
 - b The issue of 25.2 million unpaid ordinary \$1 shares by WRC Holdings Limited to Council.
 - c The utilisation of 0.8 million unpaid ordinary \$1 shares issued by Greater Wellington Rail Limited to WRC Holdings Limited in prior periods but not yet called.
 - d The utilisation of 0.8 million unpaid ordinary \$1 shares issued by WRC Holdings Limited to Council in prior periods but not yet called.
- 3 Approves the issue of 25.2 million unpaid ordinary \$1 shares in WRC Holdings Limited to Council.
- 4 Endorses WRC Holdings Limited approving the issue of 25.2 million unpaid ordinary \$1 shares in Greater Wellington Rail Limited to WRCHL.

- 5 Authorises the Council Chair and Deputy Chair to sign the required Entitled Persons Agreement attached approving and consenting to the issue of shares on behalf of Council.
- 6 Authorises the Council Chair to sign the agreement attached for the issue of shares approving the basis upon which the respective WRC Holdings Limited and Greater Wellington Rail Limited boards may make calls for payment of the shares.
- 7 Requests that the Council Chair confirms the consent and approvals referred to in this report, in writing to WRC Holdings Limited.

The motion was **carried**.

14 Changes to Council's Delegations of Powers, Functions and Duties – September 2023 – Report 23.452

Francis Ryan, Head of Governance and Democracy, spoke to the report.

Moved: Cr Kirk-Burnnand / Cr Staples

That Council:

- 1 Notes that Greater Wellington's Chief Executive has established the new position of Group Manager Finance and Risk, effective 11 September 2023, with this new position including Chief Financial Officer responsibilities.
- 2 Notes that, as the Group Manager Finance and Risk will assume responsibility for appropriate delegations currently assigned to the Chief Financial Officer specified in Council's current delegations under the Resource Management Act 1991 and the Local Government (Rating) Act 2002, consequential updates to those delegations are needed to enable the Group Manager Finance and Risk to exercise the related powers, functions and duties.
- 3 Revokes, with effect from 21 September 2023, the delegations made by Council on 30 March 2023 to specified officers under the Resource Management Act 1991 and the Local Government (Rating) Act 2002.
- 4 Delegates its powers, functions and duties under the Resource Management Act 1991 to the specified officers in Attachment 2, except those powers retained explicitly by Council, with effect from 21 September 2023.
- 5 Delegates its powers, functions and duties under the Local Government (Rating) Act 2002 to the specified officers in Attachment 4, except those powers not capable of delegation or retained explicitly by Council, with effect from 21 September 2023.

The motion was **carried**.

15 Finance Update – July 2023 – Report 23.489 [For Information]

Alison Trustrum-Rainey, Group Manager, Finance and Risk, spoke to the report.

Resolution to exclude the public

16 Resolution to exclude the public – Report 23.491

Moved: Cr Bassett / Cr Ropata

That Council excludes the public from the following parts of the proceedings of this meeting, namely:

WRC Holdings – Director Appointments – Report PE23.481

Appointment of Mana Whenua Members to Committees – Report PE23.487

Appointment of Members to the Waiōhine River Plan Advisory Committee – Report PE23.426

Confirmation of the Restricted Public Excluded Minutes of the Council Meeting on 24 August 2023 – Report RPE23.351

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 ground/s under section 48(1) of the Local Government Official Information and Meetings Act 1987 (the Act) for the passing of this resolution are as follows:

WRC Holdings – Director Appointments – Report PE23.481	
<i>Reason/s for passing this resolution in relation to each matter</i>	<i>Ground/s under section 48(1) for the passing of this resolution</i>
<p>The information contained in this report includes personal and identifying information about the proposed candidates for appointment as directors of WRC Holdings Limited. Withholding this information prior to Council's decision is necessary to protect the privacy of that natural person (section 7(2)(a) of the Act) as releasing this information would disclose their consideration as a board member of WRC Holdings.</p> <p>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 need to withhold the information.</p>	<p>The public conduct of this part of the meeting is excluded as per section 7(2)(a) of the Act, to protect the privacy of natural persons.</p>

Appointment of Mana Whenua Members to Committees – Report PE23.487	
<i>Reason/s for passing this resolution in relation to each matter</i>	<i>Ground/s under section 48(1) for the passing of this resolution</i>
<p>Information contained in this report includes personal and identifying information about a candidate for appointment to the Long Term Plan Committee. Release of this information is likely to prejudice the privacy of natural persons (section 7(2)(a) of the Act) as releasing this information would disclose their consideration for appointment as a Committee member. Greater Wellington has considered whether the public interest outweighs the need to withhold the information and has determined that there is no public interest favouring disclosure of this particular information in public proceedings of the meeting that would override the need to withhold the information.</p>	<p>The public conduct of this part of the meeting is excluded as per section 7(2)(a) of the Act, to protect the privacy of natural persons.</p>
Appointment of Members to the Waiōhine River Plan Advisory Committee – Report PE23.426	
<i>Reason/s for passing this resolution in relation to each matter</i>	<i>Ground/s under section 48(1) for the passing of this resolution</i>
<p>Information contained in this report includes personal and identifying information about proposed candidates for appointment to the Waiōhine River Plan Advisory Committee. Release of this information prior to Council's decision is likely to prejudice the privacy of natural persons (section 7(2)(a) of the Act) as releasing this information would disclose their consideration for appointment as members of the Waiōhine River Plan Advisory Committee. Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings of the meeting</p>	<p>The public conduct of this part of the meeting is excluded as per section 7(2)(a) of the Act, to protect the privacy of natural persons.</p>

that would override the need to withhold the information.	
Confirmation of the Restricted Public Excluded Minutes of the Council Meeting on 24 August 2023 – Report RPE23.351	
<i>Reason/s for passing this resolution in relation to each matter</i>	<i>Ground/s under section 48(1) for the passing of this resolution</i>
<p>The matters referred to in these minutes relates to the current Chief Executive’s full year performance and remuneration review. Withholding this information is necessary to protect the privacy of those natural persons (section 7(2)(a) of the Act) as releasing this information would disclose information pertaining to the employment relationship between the Chief Executive and the Council.</p> <p>Greater Wellington has not been able to identify a public interest favouring disclosure of this particular information in public proceedings.</p>	<p>The public conduct of this part of the meeting is excluded as per section 7(2)(a) of the Act, to protect the privacy of natural persons.</p>

This resolution is made in reliance on section 48(1)(a) of the Act 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.

The public part of the meeting closed at 11.22am.

Councillor D Ponter

Council Chair

Date: