

---

**MINUTES**

**THURSDAY 8 SEPTEMBER 2005**

**9.20 0 9.21AM  
10.58AM – 1.00PM**

**Committee Room 1  
Council Offices, Ground Floor  
101 Wakefield St  
Wellington**

**PRESENT:**

Councillor Shaw (Chair)  
Councillor Ahipene-Mercer  
Councillor Armstrong  
Councillor Cook (10.58am – 1.00pm)  
Councillor Foster (10.58am – 1.00pm)  
Councillor Gill  
Councillor McKinnon  
Councillor Morrison  
Councillor Ritchie (9.20 – 9.21am, 10.58am – 12.15pm, 12.49 – 1.00pm)  
Councillor Ruben  
Councillor Wade-Brown (9.20 – 9.21am, 10.58am – 12.15pm)  
Councillor Wain

**APOLOGIES:**

Mayor Prendergast  
Councillor Goulden  
Councillor Pepperell

**IN ATTENDANCE:**

Ruth Paul – Chair, Makara/Ohariu Community Board

141/05C **ADJOURNMENT OF MEETING**  
(1215/11/IM)

**NOTED:**

When the meeting convened, Councillors Ahipene-Mercer, Armstrong, Gill, McKinnon, Morrison, Ritchie, Ruben, Shaw, Wade-Brown and Wain were present.

**Moved Councillor Shaw, seconded Councillor Armstrong, the motion that Council adjourn until 10.45am.**

**The motion was put and CARRIED on voices.**

**RESOLVED:**

*THAT Council:*

1. *Council adjourn until 10.45am.*

(The meeting adjourned at 9.20am.)

(The meeting reconvened at 10.58am.)

(Councillors Cook and Foster joined the meeting at 10.58am.)

142/05C **APOLOGIES**  
(1215/11/IM)

**Moved Councillor Shaw, seconded Councillor Armstrong, the motion that Council accept apologies for absence from Mayor Prendergast and Councillors Goulden and Pepperell.**

**The motion was put and declared CARRIED on voices.**

**RESOLVED:**

*THAT Council:*

1. *Accept apologies for absence from Mayor Prendergast and Councillors Goulden and Pepperell.*

143/05C **PUBLIC PARTICIPATION**  
(1215/11/IM)

**NOTED:**

There was no public participation.

144/05C **ANNOUNCEMENTS BY THE DEPUTY MAYOR**  
(1215/11/IM)

**NOTED:**

There were no announcements from the Deputy Mayor.

145/05C **PETITIONS**  
(1215/11/IM)

**NOTED:**

There were no petitions to be presented.

146/05C **CONFLICT OF INTEREST DECLARATIONS**  
(1215/11/IM)

**NOTED:**

There were no conflicts of interest declared.

147/05C **ORDER OF BUSINESS**  
(1215/11/IM)

**NOTED:**

1. The meeting considered Report 2 “Report of the Makara/Ohariu Community Board - Extraordinary meeting of Monday 5 September 2005” next.
2. Councillor Shaw advised the meeting that it would be necessary to go into public excluded session to discuss the request of the Makara/Ohariu Community Board.

148/05C **RESOLUTION TO EXCLUDE THE PUBLIC**  
(1215/11/IM)

**Moved Councillor Shaw, seconded Councillor Ruben the motion to exclude the public.**

**The substantive motion was put and declared CARRIED on voices.**

**RESOLVED:**

*THAT Council*

1. *Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, exclude the public from the following part of the proceedings of this meeting namely:*

***Report 1: Report of the Makara/Ohariu Community Board  
Extraordinary meeting of Monday 5 September 2005***

*Grounds: Section 48(1)(a) Local Government Official Information and Meetings Act – that public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7*

*Reason: Section 7(2)(i) Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiation).*

2. *Permit Sally Dossor of Phillips Fox to remain at this meeting, after the public has been excluded, because of her knowledge of Report 1: Report of the Makara/Ohariu Community Board, Extraordinary meeting of Monday 5 September 2005". This knowledge, which will be of assistance in relation to the matters being discussed.*

The meeting went into public excluded session at 11.04am.

For item 149/05C, see the public excluded minutes.

The meeting returned to open session at 11.43am.

## **Reports from Committees**

### **Part A – Committee Decisions requiring Council approval**

150/05C **REPORT OF THE MAKARA/OHARIU COMMUNITY BOARD EXTRAORDINARY MEETING OF MONDAY 5 SEPTEMBER 2005**  
(1215/11/IM) (REPORT 2)

1. **ITEM 114/05MB MAKARA/OHARIU COMMUNITY BOARD PERMISSION TO JOIN AS A SECTION 274 RESOURCE MANAGEMENT ACT 1991 APPELLANT TO MERIDIAN ENERGY APPEAL TO DISTRICT PLAN CHANGE 33**  
(1215/13/IM) (ORAL REPORT)

#### **NOTED:**

As a result of advice given to the meeting during the public excluded session the recommendations passed by the Board were amended.

**Moved Councillor Shaw, seconded Councillor Ritchie the substantive motion as amended.**

**Moved Councillor Foster, seconded Councillor Ruben the following amendment.**

“3. THAT Council agree that if the Board moves to proceed past mediation it would need to seek further funding from Council which would need to be considered separately.”

**The amendment was put.**

Voting for: Councillors Ahipene-Mercer, Cook, Foster and Ruben.

Voting against: Councillors Armstrong, Gill, McKinnon, Morrison, Ritchie, Shaw, Wade-Brown and Wain.

Majority vote: 4:8

**The amendment was declared LOST.**

(Councillor Wade-Brown left the meeting at 12.15pm.)

The meeting adjourned for lunch at 12.15pm and reconvened at 12.45pm.

(Councillor Ritchie returned to the meeting at 12.49pm.)

**The substantive motion clause 1 was put.**

Voting for: Councillors Ahipene-Mercer, Armstrong, Cook, Foster, McKinnon, Morrison, Ritchie, Ruben, Shaw and Wain.

Voting against: Councillor Gill.

Majority vote: 10:1

**The substantive motion clause 1 was declared CARRIED.**

**The substantive motion clause 2 was put.**

Voting for: Councillors Ahipene-Mercer, Armstrong, Cook, Foster, McKinnon, Morrison, Ritchie, Ruben, Shaw and Wain.

Voting against: Councillor Gill.

Majority vote: 10:1

**The substantive motion clause 2 was declared CARRIED.**

**The substantive motion clause 3 was put.**

Voting for: Councillors Armstrong, Foster, Gill, McKinnon, Ritchie, Shaw and Wain.

Voting against: Councillors Ahipene-Mercer, Cook, Morrison and Ruben.

Majority vote: 7:4

**The substantive motion clause 3 was declared CARRIED.**

**The substantive motion clause 4 was put.**

Voting for: Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, McKinnon, Morrison, Ritchie, Ruben, Shaw and Wain.

Voting against: Nil.

Majority vote: 11:0

**The substantive motion clause 4 was declared CARRIED.**

**RESOLVED:**

*THAT Council:*

1. *Delegated authority to the Makara/Ohariu Community Board to apply to be party to proceedings under section 274 of the Resource Management Act 1991 in respect of the appeals against District Plan Changes 32 and 33.*
2. *Grant the Makara/Ohariu Community Board \$2,500 towards fees and legal advice to lodge the Section 274 application and notice.*
3. *Agree that this authority be limited to the mediation process only.*
4. *Note that the Makara/Ohariu Community Board's views do not necessarily represent those of the Council.*

151/05C **REPORT OF THE STRATEGY AND POLICY COMMITTEE  
MEETING OF THURSDAY 8 SEPTEMBER 2005**  
(1215/11/IM) (REPORT 1)

1. **ITEM 230/05P HOUSING RENTAL POLICY REVIEW – JUNE 2005  
– AMENDED RESOLUTIONS**  
(1215/52/IM) (REPORT 5)

