
Regional Strategy and Policy Committee

OPEN MINUTES

Minutes of a meeting of the Regional Strategy and Policy Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Tuesday, 13 May 2014 at 9.30am.

PRESENT

Chairperson	Cr George Wood, CNZM	
Deputy Chairperson	Cr Anae Arthur Anae	
Members	Cr Cameron Brewer	
	Mayor Len Brown, JP	From 9.38am, item 5.1; Until 2.08pm, Item C2
	Cr Dr Cathy Casey	Until 2.40pm, Item C3
	Cr Bill Cashmore	
	Cr Ross Clow	Until 2.08pm, Item C2
	Cr Linda Cooper, JP	Until 2.08pm, Item C2
	Cr Chris Darby	
	Cr Alf Filipaina	From 9.43am, item 9
	Cr Hon Chris Fletcher, QSO	
	Cr Penny Hulse	Until 2.35pm, Item C3
	Cr Denise Krum	Until 2.40pm, Item C3
	Cr Mike Lee	From 9.55am, Item 9
	Kris MacDonald	Until 2.33pm, Item C3
	Cr Calum Penrose	
	Cr Dick Quax	
	Cr Sharon Stewart, QSM	
	Cr Sir John Walker, KNZM, CBE	
	Cr Wayne Walker	From 9.42am, item 9
	Cr John Watson	
	Cr Penny Webster	From 9.42am, item 9; Until 2.30pm, Item C3
	Glenn Wilcox	

1 Apologies

Resolution number REG/2014/57

MOVED by Chairperson GS Wood, seconded by Cr CM Penrose:

That the Regional Strategy and Policy Committee:

- a) **accept the apologies from the Mayor and Councillor Penny Webster for lateness, on council business.**

CARRIED

2 Declaration of Interest

Councillor Linda Cooper and Councillor Ross Clow declared conflicts of interest for Item 9. 'Local Alcohol Policy Project – Approval of draft policy for special consultative procedure' for the following reasons:

- Linda Cooper, trustee for the Waitakere Licensing Trust
- Ross Clow, trustee for the Portage Licensing Trust

3 Confirmation of Minutes

Resolution number REG/2014/58

MOVED by Chairperson GS Wood, seconded by Cr CM Penrose:

That the Regional Strategy and Policy Committee:

- a) **confirm the ordinary minutes of its meeting, held on Thursday, 3 April 2014, including the confidential section, as a true and correct record.**

CARRIED

4 Petitions

There were no petitions.

5 Public Input

5.1 Bob Kerridge – St James Theatre

Bob Kerridge was in attendance to address the meeting regarding confidential Item C1, St James Theatre.

Mayor Len Brown entered the meeting at 9.38am.

Resolution number REG/2014/59

MOVED by Chairperson GS Wood, seconded by Cr CE Fletcher:

That the Regional Strategy and Policy Committee:

- a) **thank Bob Kerridge for his presentation on the St James Theatre.**

CARRIED

6 Local Board Input

There was no Local Board Input.

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

9 Local Alcohol Policy Project - Approval of draft policy for special consultative procedure

Councillors Linda Cooper and Ross Clow declared conflicts of interest and left the table during the discussion.

Cr Penny Webster entered the meeting at 9.42am

Cr Wayne Walker entered the meeting at 9.42am

Cr Alf Filipaina entered the meeting at 9.43am

Cr ME Lee entered the meeting at 9.55am

Cr Webster left the meeting at 10.10am

Cr Webster returned to the meeting at 10.24am

The chair moved the item for discussion.

MOVED by Cr CE Brewer: seconded by Cr Webster an amendment by way of addition:

That supermarkets' standard maximum off-licence hours start at 7am to reflect the low number of alcohol transactions at that time of day in supermarkets and the observation that these early morning grocery shoppers are unlikely to be a significant contributor to alcohol harm in Auckland.

A division was called for, voting on which was as follows:

For

Cr CE Brewer
Cr CE Fletcher
Cr DA Krum
Cr D Quax
Cr SL Stewart
Cr J Watson
Cr MP Webster

Against

Deputy Chairperson AJ Anae
Mayor LCM Brown
Cr CM Casey
Cr WB Cashmore
Cr C Darby
Cr AM Filipaina
Cr PA Hulse
Cr ME Lee
Member K MacDonald
Cr CM Penrose
Cr JG Walker
Cr WD Walker
Member G Wilcox
Chairperson Cr GS Wood

Abstained

The amendment was declared LOST by 7 votes to 14.

Resolution number REG/2014/60

MOVED by Chairperson GS Wood, seconded by Cr CM Penrose:

That the Regional Strategy and Policy Committee:

- a) **adopt the Statement of Proposal (Attachment A of the report), which includes the draft Auckland Council Local Alcohol Policy, for public consultation under section 83 of the Local Government Act 2002.**
- b) **note that before developing the draft Auckland Council Local Alcohol Policy included in the attached Statement of Proposal (Attachment A of the report), Auckland Council consulted the Police, inspectors and Medical Officers of Health, as required by section 78(4) of the Sale and Supply of Alcohol Act 2012.**
- c) **note the statements provided in (Attachment B of the report) from the New Zealand Police, Manager of Alcohol Licensing (on behalf of the Auckland Council inspectors), and the Medical Officer of Health confirming that Auckland Council has fulfilled its obligations under section 78(4) of the Sale and Supply of Alcohol Act 2012 to consult with them.**
- d) **note the following in relation to local board input:**
 - i) **that council staff have engaged with local boards at each key phase of the Local Alcohol Policy Development Project**
 - ii) **that in developing the draft Auckland Council Local Alcohol Policy, included in the Statement of Proposal (Attachment A of the report), council staff have considered the views and preferences of local boards**
 - iii) **that following the adoption of the attached Statement of Proposal (Attachment A) council staff will hold workshops with, and report to, all local boards to gather their feedback on the draft Auckland Council Local Alcohol Policy.**
- e) **note that in developing the draft Auckland Council Local Alcohol Policy included in the Statement of Proposal (Attachment A of the report), council staff have considered feedback from internal stakeholders, council advisory panels, the Independent Maori Statutory Board, mana whenua, mataa waka, industry stakeholders, public health sector stakeholders, community groups, residents, ratepayers and citizens.**
- f) **note that, following the adoption of the Statement of Proposal (Attachment A of the report), council staff will report to the council advisory panels to gather feedback on the draft Auckland Council Local Alcohol Policy.**
- g) **authorise the Manager Community Policy and Planning to make any minor edits or amendments to the Statement of Proposal (Attachment A of the report) to correct any identified errors or typographical edits and/or to reflect decisions made by the committee that affect the Statement of Proposal.**
- h) **request that staff also engage with Maori via the consultative procedure.**

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Deputy Chairperson AJ Anae	Cr CE Brewer	
Mayor LCM Brown		
Cr CM Casey		
Cr WB Cashmore		
Cr C Darby		
Cr AM Filipaina		
Cr CE Fletcher		
Cr PA Hulse		
Cr DA Krum		
Cr ME Lee		
Member K MacDonald		
Cr CM Penrose		
Cr D Quax		
Cr SL Stewart		
Cr JG Walker		
Cr WD Walker		
Cr J Watson		
Cr MP Webster		
Member G Wilcox		
Chairperson Cr GS Wood		

The division was declared **CARRIED** by 20 votes to 1.

CARRIED

The meeting adjourned at 11.13am.

The meeting reconvened at 11.25am.

10 Establishment of Waste Plan Steering and Oversight Group

Resolution number REG/2014/61

MOVED by Cr WD Walker, seconded by Cr PA Hulse:

That the Regional Strategy and Policy Committee:

- a) appoint a political advisory group comprising of Councillors George Wood, Wayne Walker, Arthur Anae, Bill Cashmore, Linda Cooper and Deputy Mayor Penny Hulse, to provide oversight of the implementation of Auckland Council's Waste Management and Minimisation Plan for the 2013-2016 electoral term
- b) invite a member of the Independent Maori Statutory Board to join the Waste Plan Steering and Oversight Group.

CARRIED

11 Significance and Engagement Policy

Resolution number REG/2014/62

MOVED by Chairperson GS Wood, seconded by Cr C Darby:

That the Regional Strategy and Policy Committee:

- a) endorse the proposed approach to develop the Significance and Engagement Policy.

CARRIED

12 Submission to Ministry for the Environment (MfE) on draft regulations for discharge and dumping activities under the EEZ Act

Resolution number REG/2014/63

MOVED by Cr WD Walker, seconded by Chairperson GS Wood:

That the Regional Strategy and Policy Committee:

- a) **approve retrospectively the submission on draft regulations for discharge and dumping activities under the Exclusive Economic Zone (EEZ) Act, noting that the submission was lodged with the Ministry for the Environment on 19 March 2014.**

CARRIED

13 Proposed amendments to NPS Freshwater Management - Opportunities for Auckland

The chair moved the item for discussion.

That the Regional Strategy and Policy Committee:

- a) note the work staff are taking to prepare the Auckland Council to meet its responsibilities under the soon-to-be amended National Policy Statement for Freshwater Management (NPSFM)
- b) note that staff have developed a strategic pathway for responding to proposed amendments to the National Policy Statement for Freshwater Management that:
- i. prioritises investment
 - ii. aims to achieve short term wins for water quality in balance with economic development and housing affordability
 - iii. builds council capacity and public support for the long journey towards achieving national bottom lines in seriously degraded waterways
- c) note that staff will report to the Infrastructure Committee in July or August 2014 on current progress and actions to support water sensitive urban design and freshwater outcomes, and further action needed. This will take into account current thinking on the NPSFM, the water sensitive city benchmark report, and other initiatives currently underway.

MOVED by Cr C Darby, seconded by Cr WD Walker an amendment by way of deletion to recommendation b) as follows:

That the Regional Strategy and Policy Committee:

- b) note that staff have developed a strategic pathway for responding to proposed amendments to the National Policy Statement for Freshwater Management that:
- ii. aims to achieve short term wins for water quality. in balance with economic development and housing affordability
 - iii. builds council capacity and public support for ~~the long journey towards~~ achieving national bottom lines in seriously degraded waterways

A division was called by clause as follows:

That the Regional Strategy and Policy Committee:

- b) note that staff have developed a strategic pathway for responding to proposed amendments to the National Policy Statement for Freshwater Management that:
- ii. aims to achieve short term wins for water quality. in balance with economic development and housing affordability

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr CM Casey	Deputy Chairperson AJ Anae	
Cr C Darby	Cr CE Brewer	
Cr CE Fletcher	Mayor LCM Brown	
Cr ME Lee	Cr WB Cashmore	
Cr WD Walker	Cr RI Clow	
Cr J Watson	Cr LA Cooper	
	Cr AM Filipaina	
	Cr PA Hulse	
	Cr DA Krum	
	Member K MacDonald	
	Cr CM Penrose	
	Cr D Quax	
	Cr SL Stewart	
	Cr JG Walker	
	Cr MP Webster	
	Member G Wilcox	
	Chairperson Cr GS Wood	

The division was declared LOST by 17 votes to 6.

That the Regional Strategy and Policy Committee:

- b) note that staff have developed a strategic pathway for responding to proposed amendments to the National Policy Statement for Freshwater Management that:
 - iii. builds council capacity and public support for ~~the long journey towards~~ achieving national bottom lines in seriously degraded waterways.

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr CM Casey	Deputy Chairperson AJ Anae	
Cr RI Clow	Cr CE Brewer	
Cr C Darby	Mayor LCM Brown	
Cr AM Filipaina	Cr WB Cashmore	
Cr CE Fletcher	Cr LA Cooper	
Cr DA Krum	Cr PA Hulse	
Cr ME Lee	Member K MacDonald	
Cr WD Walker	Cr CM Penrose	
Cr J Watson	Cr D Quax	
	Cr SL Stewart	
	Cr JG Walker	
	Cr MP Webster	
	Member G Wilcox	
	Chairperson GS Wood	

The division was declared LOST by 14 votes to 9.

Resolution number REG/2014/64

MOVED by Cr CE Fletcher, seconded by Cr LA Cooper the substantive motion:

That the Regional Strategy and Policy Committee:

- a) **note the work staff are taking to prepare the Auckland Council to meet its responsibilities under the soon-to-be amended National Policy Statement for Freshwater Management (NPSFM)**

- b) note that staff have developed a strategic pathway for responding to proposed amendments to the National Policy Statement for Freshwater Management that:
 - i. prioritises investment
 - ii. aims to achieve short term wins for water quality in balance with economic development and housing affordability
 - iii. builds council capacity and public support for the long journey towards achieving national bottom lines in seriously degraded waterways
- c) note that staff will report to the Infrastructure Committee in July or August 2014 on current progress and actions to support water sensitive urban design and freshwater outcomes, and further action needed. This will take into account current thinking on the NPSFM, the water sensitive city benchmark report, and other initiatives currently underway.

CARRIED

The meeting adjourned at 12.33pm for lunch and reconvened at 1.05pm

14 Consideration of Extraordinary Items

There were no extraordinary items.

15 Procedural motion to exclude the public

Resolution number REG/2014/65

MOVED by Cr AM Filipaina, seconded by Cr WB Cashmore:

That the Regional Strategy and Policy Committee:

- a) exclude the public from the following part(s) of the proceedings of this meeting.

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 follows.

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 which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

C1 St James Theatre

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	<p>s7(2)(b)(i) - The withholding of the information is necessary to protect information where the making available of the information would disclose a trade secret.</p> <p>s7(2)(c)(i) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

	<p>person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains information relative to negotiations currently underway with the owner of the St James.</p>	
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C2 Proposal to acquire open space on Waiheke Island

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains information on property values.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C3 Acquisition of land for public open space in Unsworth Heights

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
<p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>	<p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains information on property values.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

C4 Acquisition of Land for Stormwater Purposes

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities. In particular, the report contains information which may affect property values.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

CARRIED

1.07pm The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

3.07pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 St James Theatre

That the Regional Strategy and Policy Committee confirmed that the report and the decisions remain confidential on the grounds that council's ability to negotiate with the owner could be affected.

C2 Proposal to acquire open space on Waiheke Island

That the Regional Strategy and Policy Committee confirmed that there be no restatement of the confidential report for the acquisition of property on Waiheke Island or the resolutions of the Regional Strategy and Policy Committee.

C3 Acquisition of land for public open space in Unsworth Heights

That the Regional Strategy and Policy Committee confirmed that there be no restatement of the confidential report for the acquisition of property in Unsworth Heights, or the resolutions of the Regional Strategy and Policy Committee until settlement of the purchase, and only then is the resolution to be restated.

C4 Acquisition of Land for Stormwater Purposes

That the Regional Strategy and Policy Committee confirmed that there be no restatement of the confidential report for the acquisition of land for stormwater purposes, or the resolutions of the Regional Strategy and Policy Committee.

3.07 pm

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD
AT A MEETING OF THE REGIONAL STRATEGY
AND POLICY COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....