



SOUTH WAIRARAPA DISTRICT COUNCIL
Extraordinary Meeting
Public Excluded Minutes from 1 October 2019

Present:	Mayor Viv Napier (Chair), Deputy Mayor Brian Jephson, Councillors Pam Colenso, Colin Olds, and Ross Vickery.
In Attendance:	Harry Wilson (Chief Executive Officer), Jennie Mitchell (Group Manager Corporate Support), Bryce Neems (Amenities Manager) and Robyn Ramsden (Chair, Featherston Community Board and 57 Fitzherbert Street, Featherston Subcommittee).
Conduct of Business:	The meeting was held in Kiwi Hall, 62 Bell Street, Featherston and was conducted in public between 11:30am and 12:13pm except where expressly noted.

Open Section

A2. Apologies

COUNCIL RESOLVED (DC2019/159) to accept apologies from Cr Lee Carter, Cr Margaret Craig, Cr Mike Gray, Cr Pip Maynard and Cr Colin Wright.

(Moved Cr Vickery/Seconded Cr Colenso)

Carried

B Consideration of Public Excluded Business

COUNCIL RESOLVED (DC2019/161) that the public be excluded from the following part of the meeting, namely:

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:

Report/General Subject Matter	Reason for passing this resolution in relation to the matter	Ground(s) under Section 48(1) for the passing of this Resolution
B1. Confirmation of Public Excluded Minutes 18 September 2019	Good reason to withhold exists under section 7(2)(h) and 7(2)(i)	Section 48(1)(a)
B2. Recommendations from 57 Fitzherbert Street, Featherston Subcommittee	Good reason to withhold exists under section 7(2)(h) and 7(2)(i)	Section 48(1)(a)

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 are as follows:

DISCLAIMER

Until confirmed as a true and correct record, at a subsequent meeting, the minutes of this meeting should not be relied on as to their correctness

Reason for passing this resolution in relation to the matter	
h) The withholding of the information is necessary to enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	Section 7(2)(h)
i) The withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage negotiations (including commercial and industrial sensitivity)	Section 7(2)(i)

(Moved Cr Olds/Seconded Cr Vickery)

Carried

B1. Minutes for Confirmation

COUNCIL RESOLVED (DC2019/162PE) that the minutes of the public excluded Council meeting held on the 18 September 2019 are a true and correct record.

(Moved Cr Colenso/Seconded Cr Jephson)

Carried

B1. Recommendation from 57 Fitzherbert Street, Featherston Subcommittee

Members discussed the removal of the right of first refusal clause, timing of the sale process, status of the easements, the tenderers stated development intentions and expenditure of sale proceeds.

Members noted that:

- The easements were not currently on the title as the landowners to either side of the property would not relinquish them, however the officer is to discuss the process with both parties now that there is a contract on the property.
- The easements will be on the title when sold if officer discussions are not successful.
- The tenderer is aware of the situation.

COUNCIL RESOLVED (DC2019/163PE):

1. Receive the Recommendations from the 57 Fitzherbert Street, Featherston Subcommittee Report.
(Moved Mayor Napier/Seconded Cr Jephson) Carried
2. To note the Subcommittee's recommendation regarding reinstating the deleted land banking clause "25.1 Option to Purchase".
3. To accept Tender 1 as submitted, noting the deletion of clause 25.1, noting that the tenderer has indicated his intention to develop the site and that the informal surety received from the tenderer has given Council sufficient confidence to proceed without clause 25.1.
4. To agree to set aside resolution 2019/49 part 7 from the 3 April Council meeting indicating that Council would have first right of refusal should the land be subsequently offered for sale.
5. Council reconfirmed that the net funds from sale of the property will be ring-fenced for significant projects within the Featherston ward boundaries as per

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Released from PE 30 January 2020 in conjunction with media release part 5 and 6 of Council resolution 2019/49 from the 3 April 2019 Council meeting.

6. That these minutes are to be released after clause 26 of the Sale and Purchase Agreement has been satisfied.

"26.0 Confidentiality

The purchase will agree to issue a joint press statement with the South Wairarapa District Council about the sale of the land and the proposed development on it. The purchase price will remain confidential until after the press statement has been issued. The timing of the press statement will be by mutual agreement."

(Moved Cr Olds/Seconded Cr Vickery)

Carried

Confirmed as a true and correct record

.....(Mayor)

.....(Date)

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