



# AGENDA

**Ordinary meeting of the**

**Nelson City Council**

**Thursday 19 March 2015  
Commencing at 9.00am  
Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

Membership: Her Worship the Mayor Rachel Reese, Councillors Luke Acland, Ian Barker, Ruth Copeland, Eric Davy, Kate Fulton, Matt Lawrey, Brian McGurk, Paul Matheson (Deputy Mayor), Gaile Noonan, Pete Rainey, Tim Skinner, and Mike Ward

**Opening Prayer****Apologies****1. Confirmation of Order of Business****2. Interests**

- 2.1 Updates to the Interests Register
- 2.2 Identify any conflicts of interest in the agenda

**3. Public Forum****4. Confirmation of Minutes**

- 4.1 Council – 11 December 2014 **15-26**

Document number A1291410

Recommendation

***THAT the minutes of the meeting of the Nelson City Council, held on 11 December 2014, be confirmed as a true and correct record.***

- 4.2 Council – 18 December 2014 **27-49**

Document number A1295075

Recommendation

***THAT the minutes of the meeting of the Nelson City Council, held on 18 December 2014, be confirmed as a true and correct record.***

- 4.3 Council – 19 January 2015 **50-57**

Document number A1302496

	Recommendation	
	<b><i>THAT the minutes of the extraordinary meeting of the Nelson City Council, held on 19 January 2015, be confirmed as a true and correct record.</i></b>	
4.4	Council – 12 February 2015	<b>58-64</b>
	Document number A1313027	
	Recommendation	
	<b><i>THAT the minutes of the meeting of the Nelson City Council, held on 12 February 2015, be confirmed as a true and correct record.</i></b>	
4.5	Council – 24 February 2015	<b>65-75</b>
	Document number A1320345	
	Recommendation	
	<b><i>THAT the minutes of the meeting of the Nelson City Council, held on 24 February 2015, be confirmed as a true and correct record.</i></b>	
4.6	Council – 26 February 2015	<b>76-83</b>
	Document number A1323580	
	Recommendation	
	<b><i>THAT the minutes of the meeting of the Nelson City Council, held on 26 February 2015, be confirmed as a true and correct record.</i></b>	
<b>5.</b>	<b>Status Report – Council 19 March 2015</b>	<b>84-85</b>
	Document number A1168168	
	Recommendation	
	<b><i>THAT the Status Report – Nelson City Council 19 March 2015 (A1168168) be received.</i></b>	
<b>6.</b>	<b>Mayor's Report</b>	<b>86-92</b>
	Document number A1323388	

Recommendation

**THAT the Mayor's Report (A1323388) and its attachments (A1326253 and A1306876) be received;**

**AND THAT Her Worship the Mayor be appointed to the Commercial Subcommittee and the Audit, Risk and Finance Subcommittee;**

**AND THAT the Hearings Panel – Other be delegated authority to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974;**

**AND THAT the amended delegations for the Hearings Panel – Other as outlined in A1306876 be incorporated into the Delegations Register.**

**7. Administrative Matters**

**93-108**

Document number A1323156

Recommendation

**THAT the report Administrative Matters (A1323156) and its attachments (A1323219, A1103850, A1324980, A1006782 and A1269299) be received;**

**AND THAT Council approves/declines approximately \$535 of funding from the additional funding pool to enable Councillor McGurk to attend the Local Government New Zealand Conference in 2015;**

**AND THAT Council confirms its approval of the documents and warrants in the Schedule of Documents (A1269299), and the affixing of the seal to those documents and warrants.**

**8. Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade)**

**109-115**

Document number A1315996

Recommendation

**THAT the report Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade) (A1315996) and its attachment (A1315938) be received;**

**AND THAT Council either approve/decline the application for the YMCA Nelson Youthfest 2015 temporary road closure of Morrison Street on Saturday 28 March 2015, or, if it is raining on that day, Thursday 2 April 2015;**

**AND THAT Council either approve/decline the application for the Nelson Women's Triathlon temporary road closure of Maitai Road, Maitai Valley Road and Domett Street on Sunday 12 April 2015.**

**AND THAT Council either approve/decline the application for the 2015 Nelson Centennial ANZAC Parade temporary road closure of Halifax Street and Trafalgar Street on Saturday 25 April 2015.**

**9. Draft Development Contributions Policy**

Note: This item will be distributed separately.

**REPORTS FROM COMMITTEES**

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| <b>10. Planning and Regulatory Committee to hear submissions to the draft Reserves Bylaw – 20 March 2014</b> | <b>116-119</b> |
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Document number A1161166

Note: Due to an administrative oversight, these minutes have not yet been received by Council.

Recommendation

**THAT the confirmed minutes of a meeting of the Planning and Regulatory Committee to hear submissions to the draft Reserves Bylaw, held on 20 March 2014, be received.**

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| <b>11. Nelson Regional Sewerage Business Unit – 28 November 2014</b> | <b>120-125</b> |
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Document number A1281366

Recommendation

***THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 28 November 2014, be received.***

11.1 Nelson Regional Sewerage Business Unit Business Plan 2015/16

Recommendation to Council

***THAT the Nelson Regional Sewerage Business Unit Business Plan 2015/16 (A1268612) be approved.***

Note: A copy of the Nelson Regional Sewerage Business Unit Business Plan 2015/16 can be found on the Google Drive for councillors and is available on request from an Administration Adviser.

**12. Joint Committee of Tasman District and Nelson City Councils – 17 December 2014 126-129**

Document number A1292401

Recommendation

***THAT the confirmed minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 17 December 2014, be received.***

**13. Nelson Tasman Civil Defence Emergency Management Group – 17 December 2014 130-132**

Document number A1292754

Recommendation

***THAT the unconfirmed minutes of a meeting of the Nelson Tasman Civil Defence Emergency Management Group, held on 17 December 2014, be received.***

**14. Regional Transport Committee to hear submissions to the draft Nelson Regional Transport Plan – 10 February 2015 133-136**

Document number A1310901

Recommendation

***THAT the unconfirmed minutes of a meeting of the Regional Transport Committee to hear submissions to the draft Nelson Regional Land Transport Plan, held on 10 February 2015, be received.***

**15. Works and Infrastructure Committee – 12 February 2015 137-141**

Document number A1312332

Recommendation

***THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 12 February 2015, be received.***

Note: As the only business transacted in public excluded was to confirm the minutes, this business has been recorded in the public minutes. In accordance with the Local Government Official and Information Meetings Act 1987, no reason for withholding this information from the public exists.

**15.1 Draft Solid Waste Asset Management Plan 2015-2025**

Recommendation to Council

***THAT the Draft Solid Waste Asset Management Plan 2015-2025 be adopted as the version to inform the Long Term Plan 2015-2025.***

Note: A copy of the Draft Solid Waste Asset Management Plan 2015-2025 can be found on the Google Drive for councillors and is available on request from an Administration Adviser.

**16. Planning and Regulatory Committee – 19 February 2015 142**

Document number A1316156

Recommendation

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 19 February 2015, be received.***

**17. Regional Transport Committee – 25 February 2015 143-149**

Document number A1321332

Recommendation

**THAT the unconfirmed minutes of a meeting of the Regional Transport Committee, held on 25 February 2015, be received.**

- 17.1 Analysis of Submissions on the Regional Land Transport Plan 2015-2021

Recommendation to Council

**THAT the Draft Nelson Regional Land Transport Plan 2015-2021, as amended to reflect the Regional Transport Committee's decision on submissions, be adopted.**

Note: A copy of the draft Nelson Regional Land Transport Plan 2015-2021 has been circulated separately with this agenda.

**18. Community Services Committee – 26 February 2015 150-156**

Document number A1323932

Recommendation

**THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 26 February 2015, be received.**

- 18.1 Acquisition of Land for the Maitai/Mahitahi Walkway

Recommendation to Council

**THAT Council approve the issue of a Notice of Intention to take the freehold interest in 45m<sup>2</sup> of land comprised in Computer Freehold Register NL18/19 for a shared cycleway and pedestrian walkway, and requests the Governor General execute a proclamation taking the land and vesting it in Council for such purpose, pursuant to the Public Works Act 1981;**

**AND THAT Council, by resolution, declares the land to be a reserve within the meaning of the Reserves Act 1977 to be held for local purpose (esplanade) reserve following the completion of the compulsory acquisition process.**



18.2 Botanics Easement for Purposes of Electricity Supply

Recommendation to Council

**THAT the easement in favour of Network Tasman Limited shown as area "A" on Title Plan LT472426 be granted pursuant to section 48 of the Reserves Act 1977;**

**AND THAT all legal costs be incurred by Network Tasman in this matter.**

18.3 Request for Funding to Pilot Extended Library Opening Hours

Recommendation to Council

**THAT funding of \$7,500 from other operational savings is approved to extend Saturday opening hours for the Elma Turner Library from early April to the end of June 2015.**

**19. Chief Executive Employment Committee – 26 February 2015 157-159**

Document number A1325742

Recommendation

**THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 26 February 2015, be received.**

**20. Governance Committee – 3 March 2015 160-167**

Document number A1325357

Recommendation

**THAT the unconfirmed minutes of a meeting of the Governance Committee, held on 3 March 2015, be received.**

Note: As the only business transacted in public excluded was to confirm the minutes, this business has been recorded in the public minutes. In accordance with the Local Government Official Information and Meetings Act 1987, no reason for withholding this information from the public exists.

**21. Joint Committee of Tasman District and Nelson City Councils – 3 March 2015 168-171**

Document number A1323045

Recommendation

***THAT the unconfirmed minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 3 March 2015, be received.***

**22. Planning and Regulatory Committee – 12 March 2015 172-178**

Document number A1327896

Recommendation

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 12 March 2015, be received.***

**22.1 Earthquake – Prone, Dangerous and Insanitary Buildings Policy 2006; Policy Wording Change**

Recommendation to Council

***THAT the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006 be amended from:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 67 percent of the standard NZS1170.5: 2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***To:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 34 percent of the standard NZS1170.5:2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***Noting the section below is now no longer relevant so should also be deleted:***

***'In accordance with the recommendations of the New Zealand Society for Earthquake Engineering, the Council considers this to be an appropriate level for the requirement to reduce or remove the danger.'***

22.2 Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016

Recommendation to Council

***THAT the draft Fees and Charges Resource Consents and Resource Management Act Planning Documents 2015-2016 be approved for public consultation and notification using the Special Consultative Procedure.***

Note: A copy of the Fees and Charges Resource Consents and Resource management Act Planning Documents 2015-2016 can be found on the Google Drive for councillors and is available on request from an Administration Adviser.

## **PUBLIC EXCLUDED BUSINESS**

### **23. Exclusion of the Public**

Recommendation

***THAT the public be excluded from the following parts 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 are as follows:***

<b>Item</b>	<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Particular interests protected (where applicable)</b>
<b>1</b>	<b>Council – Public Excluded Minutes – 11 December 2014</b>  These minutes contain information regarding:	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<ul style="list-style-type: none"> <li>• Appointment of Trustees – Nelson School of Music</li> <li>• Reappointment of Trustees to the City of Nelson Civic Trust</li> </ul>	under section 7	
2	<p><b>Council – Public Excluded Minutes– 18 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Impact of High Court Decision Stanton v NCC</li> <li>• Rugby Opportunity</li> <li>• Appointment of Trustee to the Economic Development Agency</li> <li>• Port Nelson Road Stopping</li> <li>• Community Leases</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
3	<p><b>Council – Public Excluded Minutes– 12 February 2015</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Temporary Seating for Events</li> <li>• Chief Executive performance and remuneration</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
4	<p><b>Status Report – Council 19 March 2015</b></p> <p>This status report contains information regarding:</p> <ul style="list-style-type: none"> <li>• Plan Change 18 Appeals</li> <li>• Impact of High Court Decision Stanton v NCC</li> <li>• Rugby Opportunity</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
5	<p><b>Joint Committee of Tasman District and Nelson City Councils – Public Excluded Minutes– 17 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Tasman Bay Heritage Trust current review progress</li> <li>• Joint Council Controlled Organisation – Matters for the Statement of Expectations</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
6	<p><b>Community Services Committee - Public Excluded Minutes – 26 February 2015</b></p> <p>These minutes contain information regarding:</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<ul style="list-style-type: none"> <li>Community Lease – Youth Nelson</li> <li>Property Purchase</li> </ul>		
<b>7</b>	<p><b>Chief Executive Employment Committee - Public Excluded Minutes – 26 February 2015</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>Chief Executive Reporting on Progress against KPIs and Quarterly Staff Statistics</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(a) To protect the privacy of natural persons</li> <li>Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> </ul>
<b>8</b>	<p><b>Joint Committee of Tasman District and Nelson City Councils – 3 March 2015</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>Presentations on Strategic Direction</li> </ul>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>Section 7(2)(h) To carry out commercial activities</li> </ul>

## 24. Re-admittance of the public

Recommendation

**THAT the public be re-admitted to the meeting.**

### Note:

- This meeting is expected to continue beyond lunchtime.**
- Lunch will be provided at 12.00pm.**
- Youth Councillors Abbey Paterson and Zoe Palmer will be in attendance at this meeting.**

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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 11 December 2014, commencing at 9.03am**

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Present: Her Worship the Mayor R Reese, Councillors L Acland, I Barker, R Copeland, E Davy, K Fulton, M Lawrey, P Matheson, B McGurk, G Noonan, P Rainey, T Skinner and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Infrastructure (A Louverdis), Group Manager Corporate Services (N Harrison), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Manager Communications (P Shattock), Administration Manager (P Langley), and Administration Adviser (G Brown)

Apology: Councillor Fulton for lateness

### Opening Prayer

Councillor Skinner gave the opening prayer.

#### 1. Apology

Resolved

***THAT an apology be received and accepted  
from Councillor Fulton for lateness.***

Her Worship the Mayor/Rainey

Carried

#### 2. Confirmation of Order of Business

There were no changes to the order of business.

#### 3. Interests

There were no updates to the Interests Register, and no interests with agenda items were declared.

#### 4. Public Forum

There was no public forum.

#### 5. Mayor's Report

There was no Mayor's report.

#### 6. Approval to Award the Contract for the Suter Art Gallery Upgrade

Document number A1270967, agenda pages 6-13 refer.

Major Projects Engineer, Phil Hamblin presented the report. Mr Ian McLennan and Mr John Hambleton from the Suter Trust Board joined Mr Hamblin.

In response to a question, Mr Hamblin advised that the concept design could be circulated to councillors, and that it was not currently on the Nelson City Council (NCC) website.

In response to a further question, Mr Hamblin confirmed there was a contingency plan in relation to risks with ground conditions at the Suter Art Gallery. However, he advised that ground conditions had been tested and results suggested any issues would be low risk.

Resolved

***THAT the report Approval to Award the Contract for the Suter Art Gallery Upgrade (A1270967) be received;***

***AND THAT Council approve the tender for \$7,996,663 from Scott Construction Ltd for the building upgrade and landscaping;***

***AND THAT Council note that this acceptance is on the basis that this is a multi-year contract over two financial years and that the contract be considered a committed contract with funding to be approved to complete the project in the 2015/16 financial year.***

Davy/Her Worship the Mayor

Carried

#### 7. Solid Waste: Regional Landfill Implementation

Document number A1279055, agenda pages 14-25 refer.

Chief Executive, Clare Hadley presented the report.

Attendance: Councillor Fulton joined the meeting at 9.14am



In response to a question, Mrs Hadley advised that the daily average truck loads through York Valley weighbridge peaked between 2004 and 2006 due to a healthy economy. She added that it was likely truck movements would remain the same or reduce.

In response to a further question, Mrs Hadley said the intent of clause 8 in the Memorandum of Understanding (MoU) was to highlight that the bulk of waste would be delivered to York Valley, and that Eves Valley would be available to both councils should unexpected events take place. She added that the resource consent for two years was rolling and it was agreed that 'rolling' should be inserted into this clause.

Mrs Hadley informed councillors that the binding deed was not proposed to come back to Council and that a legal adviser would be compiling the deed incorporating the alterations discussed at this meeting.

It was discussed that clause 11 did not expressly state the issues of capital costs. Mrs Hadley indicated the MoU was not compiled to be a legally binding document and a legal adviser would be provided with all relevant documentation regarding the regional landfill. She said that she was open to councillors viewing the deed once compiled.

In response to questions, Mrs Hadley advised that covered truck loads were secured but not compacted. She referred to clause 5.2 of the report and advised that Council officers were collaborating with contractors for their cooperation in relation to the speed of trucks going to the York Valley landfill and quarry.

Mrs Hadley clarified clause 5.5 of the officer's report stating that if Tasman District Council (TDC) could not convert to closed bins before 1 October 2015, then it was expected that TDC would be able to comply not long after this date. She indicated that January 2016 would be outside the scope of the conversations with TDC.

In response to a question, Mrs Hadley said that the light blue in attachment 2 'Daily Average Truck Loads through York Valley weighbridge' was a daily average for Nelson and Tasman combined and compacted waste, and the dark blue was for both councils not compacted but covered waste.

There was discussion around clause 20 of the MoU that described the circumstances in which the Stabilisation Fund may be drawn down, and it was highlighted that this should only occur to smooth out variations and replenish both councils if experiencing a loss. It was agreed that the criteria would be on equal terms for both councils.

It was agreed that clause 11 of the MoU needed to be more explicit, and that the binding deed needed to be brought back to Council for ratification.

Attendance: The meeting adjourned at 9.44am until 9.47am.

Mrs Hadley informed councillors that clause 11 would be amended to reflect discussions, and a legal adviser would interpret the MoU to ensure that there was no erosion of ratepayer value to date.

There was a discussion in relation to the change in culture regarding waste minimisation, and this would be reflected in diminishing levels of waste. It was added that a cautious approach had been taken with the regional landfill process and that it was a beneficial step forward. However, it was noted that continuous improvement in relation to solid waste processes should continually be investigated.

Resolved

**THAT the report *Solid Waste: Regional Landfill Implementation (A1279055)* and its attachments (*A1286088* and *A1285263*) be received;**

**AND THAT Council approve the amended Memorandum of Understanding between Nelson City Council and Tasman District Council attached to this report (*A1286088*);**

**AND THAT the amended Memorandum of Understanding between Nelson City and Tasman District Councils form the basis of a binding deed;**

**AND THAT the binding deed be brought back to Council before signing for ratification;**

**AND THAT the effective date be from 1 July 2015, as per the Memorandum of Understanding;**

**AND THAT officers write to all submitters advising of Council's decision;**

**AND THAT in line with the 20 November 2014 resolution, further work be undertaken in 2015 to determine whether the effectiveness and efficiency of solid waste management activities can be improved across the two districts, and if so to undertake a more fundamental review of the activities;**

**AND THAT work to upgrade a portion of the sewer pipe between Caltex garage and Waimea Road (part of the York Stream upgrade scheduled for 2015/16) be brought forward to**

***this financial year at an estimated cost of \$50,000.***

Her Worship the Mayor/Rainey

Carried

**\*8. Draft Urban Environments Bylaw**

Document number A1267611.

Group Manager Strategy and Environment, Clare Barton, Manager Planning Matt Heale, Manager Environmental Inspections Limited, Stephen Lawrence, and contractor Debra Bradley presented the report.

Attendance: The meeting adjourned from 9.58am until 10.08am. During this time Councillor Fulton left the meeting and returned at 10.10am.

Ms Barton informed councillors that to date, discussions had taken place with staff reviewing a range of data, including a number of workshops held and information received from Police. In addition, she said that discussions were held with a number of interest groups, and a People's Panel survey was provided to 400 people and feedback was received.

Mr Heale spoke to a Powerpoint (A1288817) and referred to attachment 3 Urban Environment Bylaw provisions.

In response to a question, Mr Heale advised that since 2010 NCC had received approximately two complaints annually with regards to bees. He said there would be no provision within the Urban Environments Bylaw, as this issue would be dealt with through the Nelson Resource Management Plan under adverse effects. In addition, he said that the Health Act also provided information on this issue.

In response to a question, Mr Lawrence advised that if a complaint was received, it was investigated and action taken if required. He indicated negotiation and mediation was used where possible.

Mr Lawrence said that wasps were a pest management issue and if on private land was a landowner issue.

In response to a question, Mr Heale said he had contacted the Medical Officer of Health who referred him to Allergy New Zealand where he was informed that approximately 1% of the population were susceptible to allergic reactions to stings.

Attendance: Councillor Ward left the meeting at 10.38am and returned at 10.41am.

It was discussed that excrement should be included within the Draft Urban Environments Bylaw within the purpose; however, it was advised that this would be included under odour.

It was noted that many of the buildings within the Central Business District (CBD) had no numbers identified on the buildings.

Attendance: Councillor Lawrey and Acland left the meeting at 10.58am and returned to the meeting at 11.00am.

It was discussed that the busking provision should be changed to one hour instead of 30 minutes as it was currently stated.

Chief Executive, Clare Hadley advised that provisions existed for when complaints were received.

In response to a question, Mr Lawrence advised that enforcement consequences would mean that a fine of up to \$20,000 could be received by a busker. He also stated that Council could seize the property; however, Mr Lawrence advised that he had never seized property.

There was general agreement that the provision should be extended to one hour, but not within a continuous period.

Attendance: The meeting adjourned for morning tea from 11.08am until 11.17am.

There was discussion that the provisions for sandwich boards should remain the same, or have a two metre width of footpath space available for pedestrians.

Flashing illuminated signs were discussed, and the reason for controlling these types of signs was due to an accumulated effect and to ensure consistency with the NRMP.

It was noted that if an item was not utilised for advertising then it did not fall within the sandwich board definition.

Attendance: Councillor Copeland left the meeting at 11.37am.

There was general agreement that the location preference for sandwich boards was against the kerb.

It was noted that the type of parking in Nelson needed to be considered along with the preferred placement of sandwich boards.

Attendance: Councillor Copeland returned at 11.45am.

Concerns were raised that the definition of sandwich boards was not consistent throughout the Draft Urban Environments Bylaw.

Attendance: The meeting adjourned at 11.49am until 11.50am.

Ms Barton clarified that the definition of sandwich board within the Draft Urban Environments Bylaw needed to be changed to remove 'or to be affixed to a building'.

In response to a question, Ms Bradley informed councillors that a mannequin for example would require a permit to be located on the footpath.

Attendance: Councillor Barker left the meeting at 12.09pm and returned at 12.11pm.

In response to a further question, Ms Bradley said that car washing in a carpark was permitted by Council as the activity was not a nuisance or safety risk.

Attendance: Councillor Lawrey left the meeting at 12.13pm.

Mr Lawrence informed councillors that the Customer Service Centre had approximately six itinerant traders queries per year and a permit was required for this activity.

Attendance: Councillor Noonan left the meeting at 12.15pm. Councillor Noonan and Lawrey returned to the meeting at 12.16pm.

Attendance: Councillor Davy left the meeting at 12.17pm and returned at 12.19pm

Attendance: Councillor Ward left the meeting at 12.19pm and returned at 12.22pm.

Ms Bradley informed councillors that she had spoken with New World supermarket, Prices Pharmacy and Nikau Apartments and all were supportive of being included in the alcohol ban areas.

Mr Heale advised that the alcohol ban could be on private land if it was accessible by the public. He added that NMIT already had an alcohol free policy.

Attendance: Councillor Fulton left the meeting at 12.31pm.

There were concerns raised around the data collected and that detailed information was required to make an informed decision.

Mrs Hadley advised that the alcohol ban was not enforced by Council but by the Police and resulted in criminal convictions. She advised that councillors needed to be satisfied whether there was sufficient cause and effect as data was required to show that there were issues with a high level of crime and disorder fuelled by alcohol.

It was noted that the current provisions were established in approximately 2002.

Attendance: The meeting adjourned for lunch at 12.40pm and resumed at 1.12pm. During this time Councillor Acland left the meeting.

It was discussed that existing provisions in the NRMP needed to be investigated so there was no overlap with the bylaw. It was noted that

if provisions did not add to the environmental outcomes of Nelson City they should be removed.

Attendance: Councillor Matheson and Skinner returned to the meeting at 1.18pm.

In response to a question, Mr Heale advised that the control of alcohol in publicly and privately owned spaces was about possession rather than purchase which was covered by a liquor licence.

It was discussed that justification was required for the bylaw so there needed to be a degree of evidence for the CBD and additional areas. There were concerns raised in relation to the robustness of the crime statistics; however, it was mentioned that areas could be proposed by resolution and a special consultative procedure was not required.

There was general agreement that the additional areas of Victory Square and Wigzell Park should be included in the alcohol ban area; however, there was uncertainty around Rutherford Park and the Maitai Walkway.

It was noted that the bylaw was to aid Police and the partnership with Council should be to provide NCC with the appropriate statistics, which was needed in order to extend or reduce the alcohol ban zone.

Attendance: The meeting was adjourned from 1.43pm until 1.47pm at which time Councillor Fulton returned to the meeting.

Mrs Hadley referred to section 147A of the Local Government Act and said that crime and disorder would occur before a bylaw was compiled, therefore illustrating the need for a bylaw. She advised that if the Police could justify the inclusion of Wigzell Park and Victory Square then Council would retain these as alcohol ban areas.

It was noted that confirmation from the Police was required, and there was general agreement that the bylaw should go out for consultation with the additional areas included.

Attendance: Councillor Fulton left the meeting at 2.00pm.

In response to a question, Mr Lawrence said that low risk was defined by an activity that would not lead to alcohol activity harm.

Attendance: Councillor Fulton returned to the meeting at 2.02pm. Councillor Copeland left the meeting at 2.07pm.

In response to a question, Ms Bradley said all natural burials were digitally recorded.

## 9. Exclusion of the Public

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<p><b>Appointment of Trustees - Nelson School of Music Trust</b></p> <p>This report contains information regarding:</p> <p>The appointment of Council representatives to the Nelson School of Music Trust Board.</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(a) To protect the privacy of natural persons</li> </ul>
2	<p><b>Reappointment of Trustees to the City of Nelson Civic Trust</b></p> <p>This report contains information regarding:</p> <p>The reappointment of Civic Trust Trustees</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(a) To protect the privacy of natural persons</li> </ul>

Her Worship the Mayor/Rainey

Carried

The meeting went into public excluded session at 2.23pm and resumed in public session at 2.25pm.

## 10. Re-admittance of the Public

Resolved

**THAT the public be re-admitted to the meeting.**

Her Worship the Mayor/Barker

Carried

## 11. Draft Urban Environments Bylaw (Cont'd)

Resolved

**THAT the report Draft Urban Environments Bylaw (A1267611) and its attachments (A1281082, A1281105, A1285908, A1269064 and A1281085) be received;**

Her Worship the Mayor/Matheson

Carried

Her Worship the Mayor moved the following motion, seconded by Councillor Matheson.

*AND THAT the amended Statement of Proposal, the draft Urban Environments Bylaw, and the Summary of the Statement of Proposal in documents A1281082, A1281105 and A1281085 be approved following consideration of section 155 of the Local Government Act and advertised using the Special Consultative Procedure (section 86 of the Local Government Act), with a submission period from 13 December 2014 to 23 February 2015;*

*AND THAT the Planning and Regulatory Committee hear submissions in March 2015;*

*AND THAT the Planning and Regulatory Committee deliberate and make decisions on submissions in April 2015;*

*AND THAT the Planning and Regulatory Committee recommend to Council that an amended bylaw be adopted, reflecting the Committee's decisions on submissions, in mid-2015.*

Councillor Fulton moved and Councillor Barker seconded an amendment.

*AND THAT Council hear submissions in March 2015;*

*AND THAT Council deliberate and make decisions on submissions in April 2015;*



The amendment was discussed and it was highlighted that the Planning and Regulatory Committee could refer the recommendations to Council even if submissions were not heard by Council; however, it was decided that the delegations were in place for a reason and therefore the Planning and Regulatory Committee should hear and deliberate on submissions.

The amendment was put and lost.

Her Worship the Mayor returned to the original motion which was taken in parts.

***AND THAT the amended Statement of Proposal, the draft Urban Environments Bylaw, and the Summary of the Statement of Proposal in documents A1281082, A1281105 and A1281085 be approved following consideration of section 155 of the Local Government Act and advertised using the Special Consultative Procedure (section 86 of the Local Government Act), with a submission period from 13 December 2014 to 23 February 2015;***

Her Worship the Mayor/Matheson

Carried

***AND THAT the Planning and Regulatory Committee hear submissions in March 2015;***

***AND THAT the Planning and Regulatory Committee deliberate and make decisions on submissions in April 2015;***

Her Worship the Mayor/Matheson

Carried

***AND THAT the Planning and Regulatory Committee recommend to Council that an amended bylaw be adopted, reflecting the Committee's decisions on submissions, in mid-2015.***

Her Worship the Mayor/Matheson

Carried

There being no further business the meeting ended at 2.48pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 18 December 2014, commencing at 9.03am**

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Present: Her Worship the Mayor R Reese, Councillors L Acland, I Barker, R Copeland, E Davy, K Fulton, M Lawrey, B McGurk, P Matheson, G Noonan, P Rainey, T Skinner and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Acting Manager Capital Projects (R Kirby), Group Manager Strategy and Environment (C Barton), Manager Planning (M Heale), Manager Communications (P Shattock), Manager Administration (P Langley) and Administration Adviser (G Brown)

### Opening Prayer

Councillor Davy gave the opening prayer.

#### 1. Apologies

There were no apologies received.

#### 2. Confirmation of Order of Business

Her Worship the Mayor advised of two late items for the public excluded part of the meeting, and that the following resolutions needed to be passed for the items to be considered:

##### 2.1 Impact of the High Court Decision Stanton vs Nelson City Council

Resolved

***THAT the public excluded item regarding the Impact of the High Court Decision Stanton vs NCC be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable Council to be updated on the matter in a timely fashion.***

Her Worship the Mayor/Acland

Carried

2.2 Mayor's Report

Resolved

***THAT the public excluded verbal report regarding a Rugby Opportunity be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable Council to be updated on the matter in a timely fashion.***

Her Worship the Mayor/Rainey

Carried

Attendance: Councillors Copeland and Fulton joined the meeting at 9.08am.

Her Worship the Mayor added that Julian Ironside, of Fletcher Vautier Moore, would be in attendance for the item High Court Decision Stanton vs NCC of the Public Excluded agenda; and Mr Tony Lewis, of Tasman Rugby Union, would be in attendance for the item Rugby Opportunity of the Public Excluded Agenda. She advised that further resolutions were required so that they could attend these items in the public excluded part of the meeting.

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Julian Ironside remain after the public has been excluded, for the item Impact of the High Court Decision Stanton vs NCC of the Public Excluded agenda, as he has knowledge that will assist Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Julian Ironside possesses relates to legal matters, which is relevant to the High Court Decision Stanton vs NCC.***

Her Worship the Mayor/Acland

Carried

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Tony Lewis remain after the public has been excluded, for the item Rugby Opportunity of the Public Excluded agenda, as he has knowledge that will assist Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Tony Lewis possesses relates to rugby matters, which is relevant to the Rugby Opportunity.***

Her Worship the Mayor/Rainey

Carried

### **3. Public Forum**

#### **3.1 Graeme O'Brien**

Mr O'Brien spoke about woodburners, referring to the 27 November 2014 Planning and Regulatory Committee meeting. He raised concerns regarding the lack of community consultation and said the community should have been consulted at the beginning of the process, in order for good decisions to be made.

Mr O'Brien said the Woodburner Working Party (WWP) Terms of Reference stated an interface with interested members of the public to provide feedback and not just stakeholders. He raised concerns over whether this interface had been conducted.

He questioned the efficiency of pellet burners and said that if there was an earthquake some people would be unable to heat their homes if the electricity was cut.

#### **3.2 Harry Pearson**

Mr Pearson spoke to a document (A1292780) about local woodburner regulations.

In response to a question, Mr Pearson clarified that the airshed he was referring to as not being monitored last winter was airshed B2.

#### **3.3 Grey Power**

Grey Power representative, Neville Male, spoke about woodburners, saying this was his third time talking about woodburner restriction issues. He said there had been no community input and that the technical focus was not good enough. He said Nelson City Council needed to consider the same provisions as Tasman District Council.

Mr Male said he believed restrictions in airshed C and part of B were no longer necessary. He said Council should discuss air quality issues with the Environment Minister, Dr Nick Smith.

In response to a question, Mr Male advised that he had spoken with Nick Smith in relation to air quality and would be meeting with him again in the New Year.

In response to a further question, Mr Male said he was in support of a review of the Air Quality Plan (AQP); however, he believed the Nelson community expected changes sooner.

It was discussed that the National Environmental Standards placed restrictions on councils and that changing current controls would require a plan change which was not a quick process.

#### 3.4 Charmian Koed

Ms Koed tabled a document (A1292765), relating to retaining the present clean air regulations and spoke to it.

In response to a question, Ms Koed said it was a necessity to retain the present clean air regulations. She had noticed a reduction in pollution since the regulations were put in place to reduce domestic pollution.

In response to a further question, Ms Koed advised that other methods of heating homes should be considered such as double glazing, heat pumps and electric panels.

#### 4. **Proposed Land Exchange between Nelson Airport Ltd and Nelson Golf Club – Hearing of Objectors**

Mr Steve Cross presented his objection to the Nelson Airport land exchange with the Nelson Golf Club.

Mr Cross advised that the involvement of Council in the land exchange was consuming valuable resources, including staff time. He suggested that Council had not recognised the economic issue, as he believed the freehold title of this land was of no value to Council.

He indicated that dealing with the land exchange today would not be the end of the matter, as block C would need to be advertised, which would in turn utilise further Council resource.

Mr Cross advised Council to leave the land exchange and deal with the freehold issue to recover on costs. He questioned the rationale of the report as he believed it was unclear who would benefit from the land exchange.

Mr Cross also suggested that Council had a conflict of interest with the commercial entity, and there were good reasons to get out of this situation.

Mr Cross said the Nelson Airport needed to strengthen its balance sheet and if all the airport land was given to the airport, its shareholder funds would increase by \$20 to \$30 million, meaning the airport would be able to take on additional debt.

In response to a question, Mr Cross indicated that he had been involved in business transactions most of his working life and that his interest with the airport started about two to three years ago when reading the annual report terms for the airport, which seemed too good to be true. He added that the Nelson Airport Limited balance sheets did not illustrate the true position and that the airport was not running efficiently.

In response to a further question, Mr Cross said there were no downsides to gifting all of the freehold title land to the airport as it was only recognising reality, as the land could only be used by the airport.

Mr Cross said he had not had a conversation with the new airport manager.

## **5. Planning and Regulatory Committee – 27 November 2014**

Document number A1288319, agenda pages 91-100 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 27 November 2014, be received.***

McGurk/Fulton

Carried

### **5.1 Report of the Woodburner Working Party**

Her Worship the Mayor advised councillors that the WWP were under time constraints along with dealing with a complicated issue. However, there were expectations from the community that there would be the opportunity for engagement.

She advised of the difficulties around constraints such as the National Environment Standards and indicated that she would contact Minister Smith for guidance around the standards, new technologies and airshed boundaries.

She highlighted that the recommendations allowed for engagement with interested persons.

Group Manager Strategy and Environment, Clare Barton, and Planning Manager, Matt Heale, presented the report.

In response to a question, Ms Barton clarified that an interested person could be anyone and she confirmed the airshed boundaries would also be considered.

In response to a further question, Ms Barton informed councillors that there would be no impact on financial efficiencies by bringing forward the review of the AQP, and that the AQP and Nelson Resource Management Plan (NRMP) would still form one document.

There was a discussion relating to previous resolutions made by Council on 28 May 2014, relating to the AQP review.

Attendance: The meeting adjourned from 10.12am until 10.17am.

Her Worship the Mayor stated that she was satisfied previous resolutions were consistent with what was being considered at today's meeting.

Attendance: Councillor Noonan left the meeting at 10.19am and returned at 10.20am.

In response to a question, Ms Barton advised that prohibited activities within the NRMP were more constrained. However, as part of the review process, other Council resource management plans would be investigated along with new technologies such as the Ultra Low Emission Burners (ULEB) woodburners which had recently been approved by Environment Canterbury (ECan). She added that consultation at the beginning of the process was necessary and that the plan change process could not be shortened due to legislative obligations.

In response to a further question, Ms Barton said alternative heating options would be also considered as part of the review.

It was discussed that draft timelines for the AQP review would be important for the community. Ms Barton advised that once the plan change was notified it would take approximately six months to get to a hearing date. She said the plan change would not be notified before winter next year and this was the reality of the Resource Management Act.

Ms Barton clarified that there would be an informal consultation phase, then a formal consultation after plan change notification.

In response to a question, Ms Barton advised that air quality information was required from the start to the end of the plan change process and that a significant amount of data had been compiled to effect a plan change; however, further monitoring data may be needed along with consideration of the advances made by ECan.

There was agreement regarding prioritising community engagement; however, the AQP did not consider warm home provisions.

It was noted that there was always an expectation of community involvement and there was agreement that the recommendations emphasized this.

Her Worship the Mayor added that the air quality provisions had been in place since 2003, and a prohibited status provision was extremely difficult to work with. She said that great progress had been made but air quality plans were living documents. She highlighted the dilemma was that until Council went through the plan change process the law as it was remained.

Resolved

**THAT Council resolves that:**

- (a) The review of the Nelson Air Quality Plan be brought forward 3 years and commence immediately;**



- (b) Engagement with interested persons to hear their views and to help scope the issues to be addressed in the Plan Review will occur early in 2015;**
- (c) Ministry for the Environment officials will be invited to engage directly with Nelson City Council in the preparatory stages of this Plan Review, including hearing the views of interested persons;**
- (d) The preparation of the Air Chapter of the draft Nelson Plan will occur concurrently with continuing monitoring and modelling to support the Plan review;**
- (e) Financial capability for this work will be provided for within existing budgets and the draft Long Term Plan;**
- (f) Council's commitment to a single Nelson Plan remains but, in order to fast track the provisions relating to Air Chapter hearings and final decisions to enable this section to be made operative, this matter will take first priority.**

Acland/Barker

Carried

Attendance: The meeting adjourned for morning tea from 10.45am until 10.59am.

## **6. Trafalgar Centre Progress**

Document number A1283581, agenda pages 52-59 refer.

Acting Manager Capital Projects, Richard Kirby gave a Powerpoint presentation (A1294361). He was joined by Hans-Peter Froeling (OPUS) and Andrew Irving (ISJ Architects).

In response to a question, Mr Kirby advised that screw piles were being used to a depth of 22 metres to strengthen the building and reduce the uncertainty around collapse in the event of an earthquake. He clarified that the focus was on strengthening the building not ground remediation.

In response to a further question, Mr Kirby said that the Trafalgar Centre could be utilised without the northern block, and at the moment each block was being considered separately, to function differently and physically move in different ways.

There was concern raised around the northern end rebuild. Mr Kirby advised that the brief was to work with the current footprint and its

functionality without increasing the scope of the project. He added that it would not be efficient to reuse materials.

Mr Kirby advised that once a concept design had been completed he would be able to provide councillors with an accurate timeline in relation to the opening of the Trafalgar Centre.

It was discussed that the concept design should incorporate Saxton Stadium functionality including the lighting.

There were concerns raised that the northern end of the Trafalgar Centre did not align with Rutherford Park and this needed to be considered when reviewing the concept design. Mr Kirby added that the preference at the moment was an eastern entrance but it was too early in the process to confirm.

There was general agreement that the report was positive news for a valued building and that it was a priority to make it safe. It was noted that it was a difficult item to communicate with the community due to Council liability.

Attendance: Councillor Noonan left the meeting at 11.49am and returned at 11.52am.

A division was called:

Councillor Acland	Aye
Councillor Barker	Aye
Councillor Copeland	Aye
Councillor Davy	Aye
Councillor Fulton	Aye
Councillor Lawrey	Aye
Councillor Matheson	Aye
Councillor McGurk	Aye
Councillor Noonan	Aye
Councillor Rainey	Aye
Councillor Skinner	No
Councillor Ward	Aye
Her Worship the Mayor	Aye

The motion was passed, 12-1.

Resolved

**THAT the report Trafalgar Centre Progress (A1283581) and its attachment (A1289910) be received;**

**AND THAT it be noted that positive progress has been made in identifying alternative solutions to meet the statutory criteria and fulfil community expectations for future use of the Trafalgar Centre;**

**AND THAT to allow for full examination of these choices, concept plans and cost estimates be presented to Council in February 2015.**

Davy/Noonan

Carried

Attendance: Councillor Lawrey left the meeting at 11.53am.

## **7. Interests**

Her Worship the Mayor advised that if anyone had an interest with any item, it should be declared.

## **8. Confirmation of Minutes**

- 8.1 Council – to deliberate on submissions to the draft regional landfill proposal – 25 September 2014

Document number A1254401, agenda pages 13-26 refer.

Resolved

**THAT the minutes of the meeting of the Nelson City Council – to Deliberate on Submissions to the draft Regional Landfill Proposal, held on 25 September 2014, be confirmed as a true and correct record.**

Her Worship the Mayor/Davy

Carried

- 8.2 Council – 20 November 2014

Document number A1282449, agenda pages 27-44 refer.

Resolved

**THAT the minutes of the meeting of the Nelson City Council, held on 20 November 2014, be confirmed as a true and correct record.**

Her Worship the Mayor/Barker

Carried

8.3 Council – 28 November 2014

Document number A1288426, agenda pages 45-49 refer.

Resolved

***THAT the minutes of the meeting of the Nelson City Council, held on 28 November 2014, be confirmed as a true and correct record.***

Matheson/Ward

Carried

**9. Status Report – Council 18 December 2014**

Document number A1168168, agenda pages 50-51 refer.

Attendance: Councillor Ward left the meeting at 11.55am.

In response to a question, Group Manager Strategy and Environment, Clare Barton, said the action relating to the Environment Activity Management Plan was from a discussion around earthquake strengthening and environmental programme work, which was to be included in the review of the NRMP.

Attendance: Councillor Lawrey returned to the meeting at 11.57am.

In response to a question, Chief Executive, Clare Hadley advised that the proposed 'wrapping' of NBus was not within SBL's contract details so this was still a work in progress.

Attendance: Councillor Ward returned to the meeting at 11.59am.

It was noted the strategic direction of campgrounds was separate from the property asset review. The property assets review was to understand what Council owns, why Council own it, and whether Council should continue to own it.

Resolved

***THAT the Status Report – Council 18 December 2014 (A1168168) be received.***

Matheson/Davy

Carried

**10. Mayor's Report**

**10.1 Letter from the Office of the Auditor General**

Her Worship the Mayor provided a verbal report. She advised that she had received a response from the Office of the Auditor General (OAG) in relation to Everyman Records Limited, which was tabled (A1294571).

In response to a question, Her Worship the Mayor reminded councillors that the original report outlined the issues around systems and

processes, and this report needed to be placed back on the agenda for a future Governance Committee meeting.

#### 10.2 Housing Accord

Her Worship the Mayor advised that there was a recent announcement from the Housing Accord, which would enable Council opportunities around the supply and affordability of housing in the region. She added that there was a meeting with the Chief Executives of both Nelson and Tasman District Councils to decide whether there was a benefit in entering into the Housing Accord.

There was a concern raised that Housing Accords had been limited in the past, but it was encouraging that Nelson and Tasman had been added.

#### 10.3 Cricket World Cup (CWC)

Her Worship the Mayor informed councillors that progress with the CWC was going well, and the cricket ball currently in the Customer Service Centre would be moved to Richmond Mall and then Nelson Airport for promotion. It was noted that the first game in Nelson was sold out.

Her Worship the Mayor thanked councillors and staff for their contribution over the year.

### 11. Nelson Airport Land Exchange

Document number A1282368, agenda pages 60-71 refer.

Group Manager Corporate Services, Nikki Harrison, presented the report.

In response to a question, Ms Harrison informed councillors that the objector's issue was much more complex than what was being considered at today's meeting.

Council heard and considered Mr Cross's objection but did not consider that the points he raised had any relevance to the proposed land exchange and could see no reason why the proposal should not proceed.

Resolved

***THAT the report Nelson Airport - Land Exchange with Nelson Golf Club - further report (A1282368) and its attachments (A1226999, A1235175, A1284188) be received;***

***AND THAT in relation to the exchange of Land between Nelson Airport Limited and the Nelson Golf Club:***

- (1) Council resolves to request the Minister of Conservation to authorise the exchange of the area of land marked as "Area B" on the plan attached in Attachment 2 (A1235175), being 390 m2 of local purpose reserve vested in the Nelson City Council, and being part of the land described in Certificate of Title 4D/325 (Nelson Registry), for that area of land marked as "Area A" on the plan attached in Attachment 2 (A1235175), being 2230 m2 owned by the Nelson Golf Club, and being the land described in Certificate of Title NL12A/406 (Nelson Registry).**
- (2) The effect of the exchange of land will be that:**
- a) the area marked "Area B" will become freehold title unfettered as to use and vested in the Nelson Golf Club; and**
  - b) the area marked "Area A" will become aerodrome reserve vested in the Nelson City Council so that its use is consistent with the existing airport land in Certificate of Title 13B/222.**
- (3) The exchange of land is on condition that all the costs of the exchange are met by Nelson Airport Limited.**

Barker/Davy

Carried

## **REPORTS FROM COMMITTEES**

### **12. Nelson Regional Sewerage Business Unit – 29 August 2014**

Document number A1244806, agenda pages 72-77 refer.

Resolved

**THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 29 August 2014, be received.**

Copeland/Ward

Carried

**13. Chief Executive Employment Committee – 21 November 2014**

Document number A1280524, agenda pages 78-81 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 21 November 2014, be received.***

Her Worship the Mayor/Acland

Carried

**14. Works and Infrastructure Committee – 27 November 2014**

Document number A1283438, agenda pages 82-90 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 27 November 2014, be received.***

Davy/Lawrey

Carried

**14.1 Transport Asset Management Plan 2015-25**

Resolved

***THAT the draft Transport Asset Management Plan 2015-2025 (A1156705) be adopted as the version to inform the Long Term Plan 2015-2025.***

Davy/Lawrey

Carried

**14.2 Solid Waste Asset Management Plan 2015-25**

Resolved

***THAT the Draft Solid Waste Asset Management Plan 2015-2025 be adopted as the version to inform the Long Term Plan 2015-2025, noting that change will be required as a result of the implementation of the joint landfill.***

Davy/Lawrey

Carried

Attendance: Councillor McGurk left the meeting at 12.29pm.

**15. Community Services Committee – 4 December 2014**

Document number A1285963, agenda pages 104-114 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 4 December 2014, be received.**

Rainey/Noonan

Carried

15.1 Modellers' Pond – Update

Attendance: Councillor McGurk returned to the meeting at 12.30pm.

Resolved

**THAT Council note that the option to utilise fish to control the weed and algae in the Modellers' Pond is no longer considered a viable solution;**

**AND THAT a detailed assessment at an estimated cost of \$30,000 on the environmental impacts, capital investment and associated long-term, operational and maintenance costs be undertaken on: three options, namely:**

- 1. Continue to manually clean into the future; or**
- 2. Fill in the Modellers' Pond, landscape and maintain into the future; or**
- 3. Modify the Modellers' Pond to minimise ongoing operational and maintenance costs;**

**AND THAT Council approve this additional cost as unbudgeted operational expenditure;**

**AND THAT staff engage with Pond users and a Tahunanui community representative and seek their contributions in assessing the options;**

**AND THAT results of this detailed assessment be reported back to Council to be able to guide deliberations on the Long-Term Plan.**

Rainey/Noonan

Carried

Attendance: Councillor Barker declared an interest in item 15.2, Upgrade of Tahuna Beach Camp Boilers and left the meeting at 12.31pm.



15.2 Upgrade of Tahuna Beach Camp Boilers

Resolved

**THAT Council extends the principal loan to Tahuna Beach Camp Incorporated by \$120,000 for the purpose of upgrading coal fired boilers, subject to all necessary consents being in place;**

**AND THAT Tahuna Beach Camp Incorporated continues to repay the principal loan at the rate of \$7,000 per month;**

**AND THAT Tahuna Beach Camp Incorporated continues to repay the interest accrued on the entire loan on a quarterly basis.**

Rainey/Noonan

Carried

Attendance: Councillor Barker returned to the meeting at 12.32pm.

15.3 Cultural Display Space at Founders Heritage Park

Resolved

**THAT \$10,000 is allocated in the draft Long Term Plan 2015-25 to fund a report, cost estimates and detailed drawings for a cultural display space at Founders Heritage Park.**

Rainey/Noonan

Carried

**16. Planning and Regulatory Committee – 27 November 2014**

16.1 Insulation and Clean Heating Assistance

Group Manager Strategy and Environment, Clare Barton, presented the report.

In response to a question, Ms Barton confirmed that she would be asking the Energy Efficiency and Conservation Authority for funding.

Resolved

**THAT Council allocate \$40,000 this year (2014/2015) to provide additional funding to Nelson City residents for insulation upgrades in partnership with the Canterbury Community Trust;**

**AND THAT this sum be funded from unspent 2014/2015 Framing our Future and emission budget in the environmental area;**

**AND THAT the Chair of the Planning and Regulatory Committee liaise with the Canterbury Community Trust to develop a partnership for providing home insulation;**

**AND THAT Council support the \$100,000 budget line in the draft Long Term Plan for non-regulatory programmes around the Nelson Air Quality Plan for the 2015/2016 year with the view that some of this money be used to partner with Canterbury Community Trust to support the Warmer Healthier Homes Project programme for 2015/2016;**

**AND THAT at the completion of the 2015/2016 year a report be obtained from the Warmer Healthier Homes Project Steering Group on the outcomes and effectiveness of the scheme, to consider the reconfirmation of funding for subsequent years.**

McGurk/Fulton

Carried

**17. Joint Shareholders Committee – 28 November 2014**

Document number A1281364, agenda pages 101-103 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Joint Shareholders Committee, held on 28 November 2014, be received.**

Barker/Ward

Carried

Attendance: The meeting adjourned for lunch at 12.40pm and resumed at 1.16pm.

**18. Exclusion of the Public**

Resolved

**THAT the public be excluded from the following parts 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 are as follows:***

General subject of the matter to be considered	Reason for passing this resolution in relation to the matter	Particular interests protected (where applicable)
<b>Impact of High Court Decision Stanton vs NCC</b>  This memo contains information relating to Council's position as it relates to the High Court decision.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>Section 7(2)(g) To maintain legal professional privilege</li> </ul>
<b>Mayor's Report</b>  This verbal report contains information regarding a Rugby opportunity	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>

Her Worship the Mayor/Barker

Carried

The meeting went into public excluded session at 1.16pm and resumed in public session at 3.22pm.

## 19. Re-admittance of the Public

Resolved

***THAT the public be re-admitted to the meeting.***

Her Worship the Mayor/McGurk

Carried

## 20. Governance Committee – 4 December 2014

20.1 Document number A1285209, agenda pages 115-127 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Governance Committee, held on 4 December 2014, be received.***

Barker/Acland

Carried

20.2 Appointment of Trustee to the Nelson Municipal Band Trust

Resolved

***THAT pursuant to the terms of the Trust Deed dated 14th July 2008, the Council hereby appoints Fiona Webster, Manager Westpac Bank Nelson to act as a Trustee for the administration of the Fund in accordance with the terms of the Deed.***

Barker/Acland

Carried

20.3 Sister Cities Conference 2016

Resolved

***THAT provision of \$20,000 is made in the draft Long Term Plan 2015-2025 for hosting the 2016 Sister Cities Conference.***

Barker/Acland

Carried

20.4 Long Term Plan 2015-25: Draft Assumptions

Resolved

***THAT Council approves the draft assumptions outlined in Attachment 1 (A1238431) to be included in the Long Term Plan 2015-2025.***

Barker/Acland

Carried

20.5 Finance Report for the Period Ending 31 October 2014

Resolved

***THAT the special dividend of \$500,000 from Port Nelson Ltd be used to repay debt.***

Barker/Acland

Carried

20.6 Revenue and Financing Policy

Attendance: Councillor Lawrey returned to the meeting at 3.27pm.

Group Manager Corporate Services, Nikki Harrison presented the report, and tabled document (A1143245).

In response to a question, Ms Harrison said the impact on operational expenditure would be that it would redistribute rates but not influence the amount required for the stormwater/flood protection activities.

There was discussion regarding a mixed rating system, including utilities.

Attendance: Councillor Barker declared an interest with part of item 20.6, Revenue and Financing Policy, and left the meeting at 3.28pm.

Resolved

**THAT following further modelling the Council determined;**

**THAT utility providers be charged stormwater and flood protection based on 50% capital value and 50% fixed charge.**

Matheson/Noonan

Carried

Attendance: Councillor Barker returned to the meeting at 3.30pm.

Resolved

**THAT following further modelling the Council determined;**

**a) Targeted rates for stormwater and flood protection be based on 50% capital value and 50% fixed charge in the Long Term Plan 2015-25;**

**AND THAT the commercial differential be increased to no more than 26% of all rates revenue;**

**AND THAT the updated Revenue and Financing Policy be adopted for inclusion in the Long Term Plan 2015-25.**

Barker/Matheson

Carried

## **21. Regional Transport Committee – 5 December 2014**

Document number A1286747, agenda pages 128-132 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Regional Transport Committee, held on 5 December 2014, be received.**

Davy/McGurk

Carried

## 22. Extension of meeting

Resolved

***THAT in accordance with Standing Orders paragraph 3.3.7 the meeting continue beyond 6 hours for a further thirty minutes.***

Her Worship the Mayor/Acland

Carried

## 23. Exclusion of the Public

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<b>Council Minutes – Public Excluded – 20 November 2014</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"><li>• Section 7(2)(a) To protect the privacy of natural persons</li><li>• Section 7(2)(h) To carry out commercial activities</li><li>• Section 7(2)(i) To carry out negotiations</li></ul>
2	<b>Public Excluded Status Report - 18 December 2014</b>  This report contains information regarding Plan Change 18 Appeals.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"><li>• Section 7(2)(i) To carry out negotiations</li></ul>
3	<b>Appointment of Trustee to the Economic Development</b>	Section 48(1)(a)  The public conduct of this matter would be	The withholding of the information is necessary: <ul style="list-style-type: none"><li>• Section 7(2)(a) To protect the privacy</li></ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<b>Agency</b> This report contains information regarding the appointment of a Trustee to the Economic Development Agency	likely to result in disclosure of information for which good reason exists under section 7	of natural persons
4	<b>Chief Executive Employment Committee – Public Excluded Minutes – 21 November 2014</b> These minutes contain information regarding: <ul style="list-style-type: none"> <li>• Performance Assessment 2013/14</li> <li>• Chief Executive Remuneration Review</li> </ul>	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>
5	<b>Works and Infrastructure Committee – Public Excluded Minutes – 27 November 2014</b> These minutes contain information regarding: <ul style="list-style-type: none"> <li>• Port Nelson Road Stopping – Wildman/Graham</li> </ul>	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
6	<b>Joint Shareholders Committee – Public Excluded Minutes – 28 November 2014</b> These minutes contain information regarding:	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<ul style="list-style-type: none"> <li>Appointment of Director to Port Nelson Board</li> </ul>		
<b>7</b>	<b>Community Services Committee – Public Excluded Minutes – 4 December 2014</b>  These minutes contain information regarding: <ul style="list-style-type: none"> <li>Community Leases</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>
<b>8</b>	<b>Governance Committee – Public Excluded Minutes – 4 December 2014</b>  These minutes contain information regarding: <ul style="list-style-type: none"> <li>Procedure for Setting Remuneration for Directors of Council Controlled Trading Organisations</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>

Her Worship the Mayor/Barker

Carried

The meeting went into public excluded session at 3.54pm and resumed in public session at 4.08pm.

## 24. Re-admittance of the Public

Resolved

**THAT the public be re-admitted to the meeting.**

Noonan/Lawrey

Carried



There being no further business the meeting ended at 4.10pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of an extraordinary meeting of the Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Monday 19 January 2015, commencing at 9.04am**

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Present: Her Worship the Mayor R Reese, Councillors L Acland, I Barker, R Copeland, E Davy, M Lawrey, P Matheson, B McGurk, G Noonan, P Rainey, T Skinner, and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Infrastructure (A Louverdis), Group Manager Corporate Services (N Harrison), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Manager Communications (P Shattock), Senior Accountant (T Hughes) Administration Manager (P Langley), and Administration Adviser (S McLean)

Apology: Councillor K Fulton

### Opening Prayer

Councillor Skinner gave the opening prayer.

#### 1. Apology

Resolved

***THAT an apology be received and accepted  
from Councillor Fulton.***

Her Worship the Mayor/Matheson

Carried

#### 2. Confirmation of Order of Business

Her Worship the Mayor said that Item 6 of the agenda, Temporary Road Closures, would likely be dealt with before Item 5 of the agenda. She also advised that the order of public forum speakers would be different to that shown on the agenda, with Mr Ledingham speaking first, followed by Mrs Mardon.

#### 3. Interests

There were no updates to the Interests Register, and no interests with agenda items were declared.

## **4. Public Forum**

### **4.1 Proposed Road Closure on Collingwood Street**

Roger and Susan Ledingham spoke about their concerns regarding the proposed road closure on Collingwood Street for the Monster Slide event. Mr Ledingham suggested the applicant had acted as if their application would succeed, which had put pressure on Council. He also raised concerns about objector details being made available in the public domain. Mr Ledingham emphasised that Collingwood Street should not be treated as a public playground.

Mr Ledingham confirmed that after discussion with the applicant, his primary concern was the noise generated from the event.

Her Worship the Mayor advised Mr Ledingham that an offer of accommodation in Kaiteriteri for affected Collingwood Street residents had been received.

### **4.2 Proposed Road Closure on Collingwood Street**

Kathy and Vern Mardon spoke about their concerns regarding the proposed road closure on Collingwood Street for the Monster Slide event. Mrs Mardon suggested that the event would attract an inappropriately large number of people to the residential area, with significant flow-on effects for other residents. Mrs Mardon spoke about the precedent the approval would set, the lack of consultation with objectors by the applicant, and the personal inconvenience the event created.

In response to a suggestion, Mrs Mardon confirmed that it would be helpful to have parking reserved on Bronte Street for affected residents of Collingwood Street.

## **5. Mayor's Report**

There was no Mayor's Report.

## **6. Temporary Road Closures**

Document number A1299736, agenda pages 9-41 refer.

The Chief Executive, Clare Hadley, offered apologies to Council and the community for the legislative interpretation error in relation to temporary road closures. She added that an internal audit function would be a useful tool in highlighting these types of situations. Mrs Hadley advised that resourcing for internal audit functions would be looked into as part of the Long Term Plan 2015-25 process.

Shane Davies, Manager Operations, presented the report. He provided updated information in terms of the Monster Slide application, being: Bronte Street was no longer required to be closed, parking would be organised within St Joseph's School, the road closure times were now

between 6am and 6pm, and the use of volunteers in setting up and packing down would result in fundraising for local charities.

In response to a question, Mr Davies advised that officers had not been provided with details of the local charities that would be supported.

In response to questions, Mrs Hadley confirmed that the current temporary road closure application form was inconsistent with legislation and would be reviewed.

Mr Davies advised that Council officers had no concerns in the areas of traffic management plans and public liability insurance for any of the applications listed in the report.

Mrs Hadley reiterated that every temporary road closure application for events was now a decision of the Council, therefore the setting of precedents lay in the Council's hands.

Mr Davies confirmed that the limit for closing a road or part of a road was 31 days in any year. It was clarified that a bond amount had not been considered for the Monster Slide application, and that a bond was not usually recommended due to potential claim disputes between applicants and residents.

Attendance: The meeting adjourned from 9.39am to 9.40am.

Her Worship the Mayor highlighted that each application would need to be dealt with on its own merits.

In response to questions, Mr Davies confirmed that Fairfield Park had not been considered as an option for the Monster Slide event. He advised that a liquor ban had not been part of the consideration of the Monster Slide application, and that there would be no time to action this under legislation.

Attendance: Councillor Acland left the meeting at 9.41am and returned at 9.43am.

It was clarified that draft traffic management plans were provided by applicants, and that they could be changed at a later date but if any issues should arise, the event may not be able to proceed.

Mrs Hadley advised that any additional conditions for applicants would need to be decided at the meeting or delegated to elected members to approve. She added that consideration of temporary road closures may be delegated to a committee of Council in time, but that this was still being investigated.

A suggestion was made to add a condition to the two Collingwood Street events that the traffic management plans include reserved parking in Bronte Street for affected Collingwood Street residents.

A suggestion was made that reserved parking for Collingwood Street residents could also be provided at St Joseph's School for the Monster Slide event. It was pointed out that Council should not be seen to direct private land owners as to the use of their land, so this would need to be a discussion with the School.

Attendance: The meeting adjourned from 9.51am to 9.52am.

Mrs Hadley advised that the Local Government Act 1974 allowed for Council officers to close a road in certain circumstances, allowing them to work with applicants on their traffic management plans.

It was agreed to take the recommendation in parts.

Resolved

***THAT the report Temporary Road Closures (A1299736) and its attachments (A1300604, A1300190, A1300156, A1272238, A1300546, A1300192 and A1300172) be received;***

Her Worship the Mayor/Copeland

Carried

Resolved

***AND THAT Council approve the application for the Tug of Peace temporary road closure of Trafalgar Street, from Hardy Street to Selwyn Place, on 28 January 2015;***

Davy/McGurk

Carried

Attendance: Councillors Copeland and Rainey declared an interest and left the meeting at 9.54am.

Resolved

***AND THAT Council approve the application for the Buskerburgoo Street Theatre and Buskers Festival temporary road closure of Trafalgar Street, from Hardy Street to Selwyn Place, from 29 to 31 January 2015;***

Her Worship the Mayor/Noonan

Carried

Attendance: Councillors Copeland and Rainey returned to the meeting at 9.55am.

Concern was raised that the Monster Slide event was not a locally organised event and that Collingwood Street was a residential area as opposed to an industrial or commercial area.

Attendance: Councillor Copeland left the meeting at 10.00am and returned at 10.03am.

Resolved

**AND THAT Council approve the application for the Monster Slide temporary road closure of Collingwood Street, from Manuka Street to Brougham Street, on 2 February 2015;**

**AND THAT as part of the traffic management plan, reserved parking is provided in Bronte St West and East to meet the need of Collingwood Street residents;**

**AND THAT organisers discuss with St Joseph's School the possibility of providing reserved parking for Collingwood Street residents on the School's grounds;**

Her Worship the Mayor/Davy

Carried

Attendance: Councillor Noonan declared an interest and left the meeting at 10.10am.

It was agreed that the matter of reserved parking for Collingwood Street residents should be considered for the Trolley Derby. Her Worship the Mayor highlighted that this application had not previously been considered by Council and that it was an opportunity to assess its merits.

Resolved

**AND THAT Council approve the application for the Mike Pero Trolley Derby temporary road closure of Collingwood Street, from Manuka Street to Brougham Street, on 14 March 2015;**

**AND THAT as part of the traffic management plan, reserved parking is provided in Bronte St West and East to meet the need of Collingwood Street residents;**

McGurk/Ward

Carried

Resolved

**AND THAT Council approve the application for the World Cup Cricket Festival and Uniquely Nelson Market temporary road closure of Trafalgar Street, from Bridge Street to Selwyn Place, and Selwyn Place from**

***Trafalgar Square West to Trafalgar Street East,  
on 14 February 2015;***

Matheson/Davy

Carried

Attendance: Councillor Noonan returned to the meeting at 10.14am.

Resolved

***AND THAT Council approve the application for the Celtic Pipe Band Championships temporary road closure of Halifax Street from Trafalgar Street to Halstead Street, and Trafalgar Street from Grove Street to Bridge Street, and Bridge Street from Trafalgar Street to Montgomery Carpark, and Hathaway Court car park, on 14 March 2015;***

Rainey/Her Worship the Mayor

Carried

In response to a question, Mr Davies advised that the public had not been notified of the Weet-Bix Kids TRYathlon and Stopping Distance Demonstrations, therefore Council should not consider the applications until an opportunity for public feedback had been given.

Attendance: The meeting adjourned from 10.19am to 10.20am.

Resolved

***AND THAT Council note the application for the Weet-Bix Kids TRYathlon temporary road closure of Beach Road from 17 Beach Road to Golf Road, and Golf Road from Beach Road to Parkers Road and Hounsell Circle, on 8 March 2015;***

***AND THAT the Weet-Bix Kids TRYathlon temporary road closure be considered at a meeting on 12 February 2015;***

***AND THAT Council note the application for the Organised Stopping Distance Demonstrations temporary road closures of Nile Street on 16 March 2015, Bisley Walk on 17 March 2015, Tipahi Street on 19 March 2015, and Atawhai Crescent on 20 March 2015;***

***AND THAT the Organised Stopping Distance Demonstrations temporary road closures be considered at a meeting on 12 February 2015.***

Acland/Davy

Carried

## 7. Temporary Extension of Liquor Ban – Saxton Field Reserve

Document number A1298345, agenda pages 5-8 refer.

Chris Ward, Group Manager Community Services, presented the report and was joined by Inspector Tim Crawford of the New Zealand Police.

In response to a question, Inspector Crawford confirmed that no alcohol ban was in place for the One Day International match on 20 January 2015, and the focus was on the Cricket World Cup (CWC) matches.

Mr Ward advised that the majority of Saxton Field Reserve would be used for CWC matches, and that Council officers were not aware of any other events at the Reserve that would be disrupted by the proposed liquor ban.

Inspector Crawford confirmed that there was a Major Events Management Plan and a Match Venue Alcohol Management Plan in place for the CWC matches. He added that the focus of the Police was on prevention.

It was noted that considering the intoxication regulations in the existing Management Plans, the conditions of tickets, and the license, a liquor ban may not be required.

After discussion, it was agreed that the recommendation in the officers report should be more specific in relation the area to be excluded by the proposed liquor ban.

Attendance: The meeting adjourned for morning tea from 10.44am to 10.58am, during which time Councillor Acland left the meeting.

Those in support of the recommendation pointed out that the Police were asking Council to help with the reduction of risks, and that the Council should think of the venue as a licensed premises.

Attendance: The meeting adjourned from 11.04am to 11.05am.

A division was called:

Councillor Acland	Apology
Councillor Barker	Aye
Councillor Copeland	Aye
Councillor Davy	No
Councillor Fulton	Apology
Councillor Lawrey	Aye



Councillor Matheson	Aye
Councillor McGurk	Aye
Councillor Noonan	Aye
Councillor Rainey	Aye
Councillor Skinner	Aye
Councillor Ward	Aye
Her Worship the Mayor	Aye

The motion was passed 10-1.

Resolved

**THAT the report Temporary Extension of Liquor Ban – Saxton Field Reserve (A1298345) and its attachment (A1299664) be received;**

**AND THAT a temporary 24 hour liquor ban be confirmed for Saxton Field Reserve (with the exception of the Cricket World Cup Saxton Oval venue) for the following specific events:**

- **Cricket World Cup Match West Indies v Ireland on Monday February 16, 2015;**
- **Cricket World Cup Match Zimbabwe v United Arab Emirates on Thursday February 19, 2015;**
- **Cricket World Cup Match Bangladesh v Scotland on Thursday March 5, 2015.**

Matheson/Barker

Carried

There being no further business the meeting ended at 11.06am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 12 February 2015, commencing at 9.03am**

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Present: Her Worship the Mayor R Reese, Councillors L Acland, I Barker, R Copeland, E Davy, K Fulton, M Lawrey, B McGurk, P Matheson (Deputy Mayor), G Noonan, P Rainey, T Skinner and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Manager Communications (P Shattock), Manager Administration (P Langley) and Administration Adviser (S McLean)

### Opening Prayer

Councillor Davy gave the opening prayer.

#### 1. Apologies

No apologies were received.

#### 2. Confirmation of Order of Business

Her Worship the Mayor advised of one late item for the public part of the meeting and one late item for the public excluded part of the meeting, and that the following resolutions needed to be passed for the items to be considered.

##### 2.1 Mayor's Report

Resolved

***THAT the item regarding the Mayor's Report be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable the timely establishment of subcommittees and to grant a leave of absence.***

Her Worship the Mayor/Matheson

Carried

## 2.2 Temporary Seating for Events – Public Excluded

Resolved

***THAT the public excluded item regarding Temporary Seating for Events be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable consideration of the purchase of temporary seating for events in a timely manner.***

Her Worship the Mayor/Davy

Carried

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

## 3. Public Forum

### 3.1 Education Nelson Tasman and Education NZ

Greg Scott, Business Development Manager of Education New Zealand, Chris Hubbard, Director of Service Industries and Learning Innovation at Nelson Marlborough Institute of Technology (NMIT), and Scott Haines, Principal of Motueka High School, gave a presentation on Education Nelson (A1311553).

Mr Haines advised that Education Nelson was looking to increase its membership base and fund a coordinator to draw together education providers and key organisations. He spoke about the need to improve Nelson Tasman education branding to draw international students to the region.

In response to questions, Mr Scott and Mr Haines advised that there was no noticeable impact on local youth in terms of employment or classroom size, from a focus on increasing international student numbers. It was added that a high level of support was provided to international students in terms of employment, accommodation and integration, ensuring a sustainable approach for the region.

In response to questions, Mr Haines said that the Economic Development Agency had been involved with Education Nelson and had provided support and resources. He also advised that the Whenua Iti Trust was involved.

There was strong interest shown in Education Nelson and it was suggested that a briefing may be organised for councillors in the future. Her Worship the Mayor thanked the members of Education Nelson for their efforts in Nelson.

#### 4. Mayor's Report

Document number A1309854, late item memo A1311817 refers.

Her Worship the Mayor Rachel Reese advised councillors that there would be a briefing on the property asset review and Tahunanui Beach erosion on 17 or 31 March. She asked that availability be provided to the Administration Advisers.

Her Worship the Mayor said she had accepted an invitation to be appointed to the recently established Rules Reduction Taskforce. She advised that the purpose of the Taskforce would be to advise the Minister of Local Government on improvements to the efficiency and effectiveness of legislation.

Her Worship the Mayor advised that she and Councillor Davy would be attending a problem definition workshop with the New Zealand Transport Agency (NZTA) on the southern arterial link. In response to a question, Her Worship the Mayor said she would invite an NZTA representative to brief councillors on the steps NZTA would be following during the course of the Nelson Arterial Investigation Project.

Her Worship the Mayor spoke to the Mayor's Report, and tabled the attachments to the report (A1297307 and A1312225).

Resolved

**THAT the Mayor's Report (A1309854) and its attachment (A1297307) be received;**

**AND THAT an invitation be extended to Mr John Peters and Mr John Murray to be appointed to the Audit, Risk and Finance Subcommittee of the Governance Committee;**

**AND THAT Mr John Peters and Mr John Murray, and Councillors Barker and McGurk, be appointed to the Audit, Risk and Finance Subcommittee of the Governance Committee;**

**AND THAT an invitation be extended to Mr John Murray and Mr John Peters to be appointed to the Commercial Subcommittee of the Governance Committee;**

**AND THAT Mr John Murray and Mr John Peters and Councillors Acland and Noonan, be appointed to the Commercial Subcommittee of the Governance Committee;**

**AND THAT chairpersons of the Audit, Risk and Finance Subcommittee and the Commercial**

***Subcommittee be confirmed at the 3 March Governance Committee meeting;***

***AND THAT the draft delegations for the Audit, Risk and Finance Subcommittee and Commercial Subcommittee as shown in Attachment 1 (A1297307) and Attachment 2 (A1312225) be confirmed at the 3 March Governance Committee meeting and incorporated into the Delegations Register along with the addition to the Governance Committee Delegations of the power to delegate to the subcommittees;***

***AND THAT Councillor Davy's application for a leave of absence, from 6-21 March 2015, be granted.***

Her Worship the Mayor/Barker

Carried

## **5. Audit of Consultation Document**

Document number A1309730, agenda pages 5-51 refer.

Group Manager Corporate Services, Nikki Harrison, and Senior Strategic Adviser, Nicky McDonald, presented the report.

It was agreed that a minor edit would be made under the Housing section to clarify the consultation process.

In response to a question, Group Manager Community Services, Chris Ward, advised that the Brook Reserve Management Plan's first phase of feedback had closed. He said the draft Plan would soon be open for consultation, and the process was due to be completed by June 2015. He confirmed that Council had the responsibility for the process due to its significance.

Concern was raised about the Community Art section including the Refinery, instead of the Refinery being a separate section. Ms McDonald advised that the Auditor General recommended grouping similar subjects where possible to result in fewer sections in the Consultation Document. It was suggested that the heading could be changed to Community and Public Art.

Her Worship the Mayor congratulated councillors and Council officers on the development of the Consultation Document.

Resolved

***THAT the report Audit of Consultation Document (A1309730) and its attachments (A1262170 and A1258046) be received;***

**AND THAT Council approve the Consultation Document for Nelson City Council's Long Term Plan 2015-25 for audit;**

**AND THAT the Mayor and Chief Executive be delegated to make any minor editorial changes required.**

Davy/Noonan

Carried

## **6. Temporary Road Closures**

Document number A1308395, agenda pages 52-58 refer.

Manager Operations, Shane Davies, presented the report.

In response to a suggestion, Mr Davies indicated he could look into providing further details in future reports on the organiser's background for any new events.

Resolved

**THAT the report Temporary Road Closures (A1308395) and its attachments (A1309946, A1309949) be received;**

**AND THAT Council approve the application for the Weet-Bix Kids TRYathlon temporary road closure of Beach Road from 17 Beach Road to Golf Road, and Golf Road from Beach Road to Parkers Road and Hounsell Circle, on 8 March 2015;**

**AND THAT Council approve the application for the Organised Safe Stopping Site Distance Demonstrations temporary road closure of Nile Street on 16 March 2015, Bisley Walk on 17 March 2015, Tipahi Street on 19 March 2015.**

McGurk/Barker

Carried

Attendance: The meeting adjourned for morning tea from 10.19am to 10.34am.

## **7. Exclusion of the Public**

Resolved

**THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
<b>1</b>	<b>Chief Executive Employment Committee – Public Excluded Minutes - 21 November 2014</b>  These minutes contain information regarding: <ul style="list-style-type: none"> <li>• Performance Assessment 2013/14</li> <li>• Chief Executive Remuneration Review</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>
<b>2</b>	<b>Temporary Seating for Events</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Her Worship the Mayor/Matheson

Carried

The meeting went into public excluded session at 10.35am and resumed in public session at 11.38am, during which time Councillor Matheson left the meeting.

## **8. Re-admittance of the Public**

Resolved

***THAT the public be re-admitted to the meeting.***

Her Worship the Mayor/Davy

Carried

There being no further business the meeting ended at 11.39am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date



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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Tuesday 24 February 2015, commencing at 9.00am**

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Present: Her Worship the Mayor R Reese, Councillors I Barker, E Davy, K Fulton, M Lawrey, P Matheson (Deputy Mayor), B McGurk, G Noonan, P Rainey, T Skinner, and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Community Services (C Ward), Senior Strategic Adviser (N McDonald), and Administration Adviser (G Brown)

Apologies: Councillors L Acland and R Copeland

### Opening Prayer

Councillor Davy gave the opening prayer.

#### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
Councillors Acland and Copeland.***

Matheson/Davy

Carried

#### 2. Confirmation of Order of Business

There were no changes to the order of business.

#### 3. Interests

There were no updates to the Interests Register, and no interests with agenda items were declared.

#### 4. Mayor's Report

There was no Mayor's Report.

## **5. Council Representative Reporting on External Organisations**

Document number A1314193

Her Worship the Mayor advised councillors that the list of appointments on which representatives would be reporting back would be taken in the order in which they were presented.

### **5.1 Arts Council**

Councillor Ward advised that the Arts Council was one of the most successful in New Zealand and had in the past organised events including a number of training programmes. However, the Arts Council's role had changed and it now had a particular interest in establishing a community arts centre, focusing mainly on the visual arts.

Attendance: Councillor Rainey joined the meeting at 9.04am.

He advised that the Arts Council recently appointed a new chairman, Ian Howell and that it continued to receive a large number of enquiries.

Councillor Ward added that the demise of the Kahurangi Employment Trust had affected the Arts Council in that exhibitions that were to be viewed in that space had now to be located elsewhere.

He suggested that the Arts Council should not be solely dependent on Council funding and that building audiences and creating a city of theatre goers, would be advantageous to the Nelson community.

Councillor Ward believed his appointment on the Arts Council was beneficial.

In response to a question, Councillor Ward said that Tasman District Council (TDC) did not have a representative on the Arts Council but did provide some funding.

It was suggested that when sponsoring events, marketing through Council's publications should be pushed, and that developing facilities for these organisations should take priority.

### **5.2 Broadgreen Society**

Councillor Noonan advised that Council owned the house and that the committee consisted of a number of volunteers. She said there was a large amount of time spent on operational discussions, and at times felt uncomfortable as she believed she could not assist as this was not a governance role.

She advised that the Broadgreen Society met monthly for approximately two hours and that Broadgreen House was included in the Parks and Reserves Asset Management Plan and was a category A building therefore there was a limitation to what the society or Council could do with the building.

In response to a question, Councillor Noonan advised that there were not many new people joining the committee, however two university students were recently employed for the summer period who were enthusiastic and promoted Broadgreen House on social media.

It was suggested that a review of the engagement model with the Broadgreen Society was required.

### 5.3 Cawthron Institute Board

Her Worship the Mayor advised that the Trust Board granted funding to a number of different organisations and that Cawthron had a good reputation in the marine and water sciences.

She added that as a business they were significant, and in relation to infrastructure and development opportunities, it was beneficial for Council to be aware of these. She said that twice a year the Chief Executive provided an update on Cawthron's strategic plan which she found helpful.

Her Worship the Mayor advised that every two months she attended a half day meeting. In addition, she said that Cawthron were receiving some significant central government funding in relation to a sustainable salmon farming.

### 5.4 Eelco Boswijk Civic Awards

It was discussed that this civic award should be seen as special and once a year have an overall winner for ordinary people achieving extraordinary things.

It was suggested that Nelson Anniversary would be a good time to announce the award and that February 2016 could be considered.

### 5.5 Nelson Tasman Business Trust

As Councillor Copeland was an apology, there was no report back.

### 5.6 Nelson Tasman Mayoral Relief Trust

Her Worship the Mayor advised that there had been no emergencies therefore there was no need to call a meeting.

### 5.7 Safer Community Council

Attendance: Councillor Davy left the meeting at 9.43am.

Councillor McGurk advised that it was beneficial to be involved in the Safer Community Council and that meetings occurred every two months.

In response to a question, he advised that organisations such as Neighbourhood Watch would contact the council who would in turn support ideas and get organisations started with projects.

Attendance: Councillor Davy returned to the meeting at 9.45am.

#### 5.8 Sport Tasman Trust

Attendance: Councillor Lawrey left the meeting at 9.46am.

Councillor Skinner advised that Sport Tasman covered the Nelson, Buller, Westport, Greymouth and Tasman areas and that being a representative had assisted his understanding of the governance and administration role of the organisation.

In response to a question, Councillor Skinner advised that funding was mainly from the Canterbury Community Trust, other Councils, Sport New Zealand and the Ministry of Social Development. He added that he believed Sport Tasman had charitable status.

Attendance: Councillor Lawrey returned to the meeting at 9.49am.

Councillor Skinner said that he believed it was useful to be a representative on the Sport Tasman Trust as it assisted Council in keeping up to date with community events.

Attendance: Councillor Barker left the meeting at 9.50am.

#### 5.9 Tahunanui Beach Holiday Park

Councillor Davy advised that the holiday park was a Council asset and that it was the largest holiday park in Australasia.

He advised that the Board members were volunteers and that over \$300,000 came back to Nelson City Council. He raised concerns that the holiday park even though a Council asset had to borrow money for improvements.

He said that a new manager had recently been appointed and that a strategic plan for the holiday park should be completed in the coming months. He added that the holiday park was receiving a new boiler system and the lease was up for review in 2018.

Councillor Davy said the holiday park was vital to the Nelson tourism industry and that it provided subsidised rates for members of the Caravan and Motorhomes Association.

It was noted that there was currently a review of Nelson's camping grounds underway.

In response to a question, he advised that the committee were not concerned about the number of semi-permanent residents and that this was not increasing.

Councillors queried that the campground was too big and that the process regarding who was allowed to have semi-permanent status needed review along with the need for affordable housing.

#### 5.10 Talking Heads

Her Worship the Mayor advised that the Chief Executives of councils had not met yet, so there was currently nothing to report.

#### 5.11 Top of South Scenic and Heritage Trails Trust

There had been no request for a meeting, therefore a review was needed.

Attendance: Councillor Barker returned to the meeting at 10.08am.

#### 5.12 Trustpower Community Awards

Councillor Barker advised that Trustpower was a large organisation, operating throughout New Zealand. He advised that regional representatives assessed and considered applications and an overall winner was chosen for each region. He advised that there was a large turnout and this year the award was received by Project Butterfly which related to parents who had lost a child. He advised that he was involved in choosing and judging the awards.

It was discussed that Trustpower appreciated Council's input and that it was a service to the community.

#### 5.13 Whakatu Marae

Her Worship the Mayor advised that this was a busy role and involved monthly meetings at the Marae which was a significant part of the Nelson community. She advised that the Marae had a change of manager, and the Marae's accounts were now processed by an outside organisation.

She added that it was important to maintain this relationship as the Marae was a cultural heart of the city, and had been embracing and welcoming new people. She said that there was an element of social housing provision and that the Marae faced similar issues to Council with funding maintenance and upgrading.

Her Worship the Mayor said that there was a real professionalism in the way the Marae operated and there was potentially going to be some structural changes at a governance level due to the treaty settlements.

She clarified that the Marae committee was not representative of iwi, it was only there to provide governance to the Marae.

It was noted that the 20<sup>th</sup> anniversary of the meeting house was in April.

Attendance: There was a morning tea break from 10.22am until 10.39am.

5.14 Youth and Community Facilities Trust (The New Hub)

Councillor Acland was an apology so there was no report back. It was highlighted that this was no longer the correct name and needed to be amended to Youth and Community Trust.

5.15 Youth Nelson

Councillor Acland was an apology so there was no report back.

5.16 Community and Whanau Group

Councillor Rainey advised that this was a success story of the collective groups that have been meeting for some years. He believed that this was the best opportunity for Councillors to engage with the community as the group was growing and networking was strong.

Councillor Noonan added that it was a diverse group with a large database and anyone could attend. She advised that Council provided regular updates at meetings and the discussions were focussed on topics such as housing and food.

Those who initially set up the group were noted and it was highlighted that the notes from all these meetings could be viewed online.

5.17 Nelson Youth Council

Councillor Lawrey advised that he really enjoyed sitting with the youth councillors and hearing their thoughts. He said that there were 16 new youth councillors.

Councillor Rainey added that Nelson City Council was one of the few councils in the country who allowed youth councillors to attend meetings and the ability to speak to items. He said that this should be encouraged and Council should continue to challenge them with engagement. He said that it was also encouraging to see some of the youth councillors taking on roles in the community.

In response to a question, Councillor Rainey said that Marlborough youth council and NCC youth council had joined forces in the past and it was suggested that councillors view the Marlborough Youth Initiative Plan and consider its relevance to Nelson.

In response to a further question, Councillor Lawrey said that long term discussions took place at Youth Council and Nelson 2060 was

referred to in conversations. He added that the youth councillors ranged from 13 to 17 year olds.

#### 5.18 Marina Users Group

Councillor Rainey advised that the group met twice a year and discussed a range of different issues. He advised that there was approximately 300 plus berths at the marina.

Councillor Barker added that he was uncomfortable at times during meetings due to the discussions on negotiations with Council. He believed that there would be value in attending if discussions did not concentrate on the negotiations.

It was suggested that the group needed to acknowledge that they could only comment on negotiations, as negotiations were with individual berth holders.

It was said that staff members needed to be involved in these discussions and it was queried whether staff members received the email circulated by the group; representatives were unsure.

It was felt that it was worthwhile attending these meetings, however it was incurring the same issues as the Broadgreen Society.

#### 5.19 Sustainability Forum

Councillor Mike Ward advised that he had attended several meetings and that it consisted of groups of individuals looking at how groups in the community were contributing to sustainability. He said that the discussions were worthwhile and attendees were coming as far as Marlborough.

Councillor Lawrey added that it was useful because it considered the entire top of the south. He said that Ian Challenger who was part of the Natural Step programme would be putting forward a customised half day programme for Nelson and that invites would be distributed.

It was noted that when staff members were involved, there seemed to be a lot more progress as there was the ability to discuss operations.

Her Worship the Mayor asked councillors to think about the purpose of this forum and how it could work going forward.

#### 5.20 Nelson Biodiversity Forum

Councillor McGurk advised that this forum was a critical partnership for Council and it represented 40 different organisations. He said that Council benefited greatly by being involved in this forum and that it was a dynamic and varied group with the ability to support Council with its regional responsibilities.

Attendance: Councillor Noonan left the meeting at 11.16am.

Councillor Davy added that it was an important forum for the future and Her Worship the Mayor said that it was a real success story.

Attendance: Councillor Noonan returned to the meeting at 11.17am.

#### 5.21 Nelson Tasman Connections Steering Group

Her Worship the Mayor advised that these were short meetings. They focused on issues for young people. She said the representatives included the councils and government agencies and recent discussions included mental health issues and support systems in the community for young people.

She asked councillors to consider how Council should engage with the community in relation to these issues and it was mentioned that Council needed to create a community where people felt supported.

#### 5.22 Positive Ageing Forum

Councillor Noonan advised that this was an extremely useful forum where people were well connected and informed. She said that the forum met quarterly at the Richmond library and focussed on facilities and challenges for the older person. She said that the Age Concern update informed the forum that elder abuse was quite high in the Nelson Tasman area.

She added that each year there was a positive ageing expo which was well received along with other events for the community.

In response to a question, Councillor Noonan advised that a staff member attended this forum.

#### 5.23 Sister Cities

Councillor Davy advised that he had been a member of the group since the start of the term and noted positive initiatives including receiving the delegation from Huangshi and the Mayor's visit to Miyazu.

He said that there were benefits of the sister city relationship between Nelson including business opportunities.

Her Worship the Mayor added that the Sister City Coordinating Group met regularly and that Nelson received regular invitations to establish other sister cities. It was noted that Council could not support further relationships at the moment, and the Eureka Sister City was not active.

She said that Miyazu had changed over time and the population had declined to 23,000, due to young people moving to larger cities. She said that the marine school at Miyazu was very interesting and there were opportunities for a relationship with NMIT.



Attendance: Councillor McGurk left the meeting at 11.42am and returned at 11.43am.

5.24 Tasman Bay Heritage Trust Appointments Committee

Councillor Barker advised that he received papers for applicants only once and it was noted that the workload for the Trust was minimal.

Attendance: Councillor Rainey left the meeting at 11.48am.

5.25 Waimea Water Augmentation Committee

Councillor Matheson informed councillors that he had never attended but supported the dam in principal and followed the minutes.

Her Worship the Mayor added that a review was required as the committee had existed since 2006. She added that she had attended two meetings however was waiting on the economic analysis review.

Attendance: Councillor Rainey returned to the meeting at 11.49am.

5.26 Community Action Youth and Drugs (CAYAD)

Councillor McGurk said that CAYAD came from the Health Action Trust and that it was attended also by TDC representatives around 3 or 4 times a year. He added that it dealt with issues such as legal highs and the supply of alcohol.

Councillor Fulton indicated that she had not attended many meetings however advised that from past meetings the group had good intentions but not enough action. She said that many groups were covering youth issues and these groups needed to be connected.

Her Worship the Mayor said that strategic thinking was needed across all these groups along with picking up on the Nelson 2060 objectives and that Council officers needed to consider this feedback.

5.27 Nelson Tasman Housing Forum

Councillor Ward advised that this forum had not met and suggested that the forum be broadened to include all organisations involved in housing.

Councillor Barker informed councillors that attendance at this forum had dwindled and the final result was to cease the meetings.

Councillor Ward highlighted that housing was an issue and that the question should be asked as to why this forum ceased to continue. Her Worship the Mayor advised that this question needed to be asked to Council officers.

There was general agreement that other parties with a common interest needed to be involved in this forum.

Attendance: Councillor Noonan left the meeting at 12.04pm.

It was suggested that the forum was a talking group rather than a doing group so if Council wanted a different outcome then it needed to be planned differently.

Her Worship the Mayor asked Councillor Ward to compile an outline for this forum and speak to Council officers to see where the opportunities existed in the region.

#### 5.28 Waimea Inlet Forum

Councillor McGurk informed councillors that he had not attended any of these meetings but received copies of communications which were more TDC focussed around the Waimea Inlet, Mapua and Rabbit Island.

Councillor Barker said that he was the council representative for the last two terms and the main objective was to compile a plan which had been achieved.

It was suggested that Councillor Ward's appointment to the Waimea Inlet Forum be checked.

It was suggested that the invitations to meetings be formalised through Microsoft Outlook. Her Worship the Mayor advised however, that some organisations did not utilise this tool.

### 6. Kotahitanga Hui

Her Worship the Mayor advised that this would evolve over the next 12 months and encouraged councillors to attend.

Attendance: Councillor Noonan returned to the meeting at 12.12pm.

It was mentioned that groups needed to drive towards the Nelson 2060 outcomes as it was a community document.

Attendance: Councillor Barker left the meeting at 12.13pm.

Councillor Rainey questioned when he would be advised of his responsibilities as Urban Design champion. Her Worship the Mayor asked Council officers to arrange a briefing for Councillor Rainey.

Attendance: Councillor Barker returned to the meeting at 12.15pm.

Her Worship the Mayor asked councillors to think about how much time was allocated to these roles and whether the outcomes were achievable. She added that trustee roles and liability insurance also needed to be considered.

Councillor Davy added that he attended 'Accessibility for All' which met every 3 months and also the Tasman Regional Transport Committee which met quarterly.

It was suggested that conversations needed to take place with NMIT to organise meetings on a regular basis to develop this relationship.

Councillor McGurk referred to the 'Safe at the Top' programme, and that this should be formalised as accreditation was due in two years time through the World Health Organisation. He added that priorities had changed in relation to workplace, outdoor and public place safety. Her Worship the Mayor advised that she was in agreement that a representative should attend these meetings.

## **7. Council Representative Reporting on External Organisations**

Document number A1314193, agenda pages 4-6 refer.

Resolved

***THAT the reports from Council representatives on external organisations be noted.***

Matheson/Noonan

Carried

There being no further business the meeting ended at 12.24pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 26 February 2015, commencing at 10.12am**

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Present: Her Worship the Mayor R Reese, Councillors R Copeland, E Davy, K Fulton, B McGurk, P Matheson, G Noonan, P Rainey, T Skinner, and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Senior Strategic Advisor (N McDonald), Manager Communications (P Shattock), and Administration Adviser (G Brown)

Apologies: Councillors Acland, Barker, Lawrey for attendance, and Noonan for early departure.

### Opening Prayer

Councillor Skinner gave the opening prayer.

#### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
Councillors Acland, Barker, Lawrey, and  
Noonan for early departure.***

Her Worship the Mayor/Davy

Carried

#### 2. Confirmation of Order of Business

There were no changes to the order of business.

#### 3. Interests

There were no updates to the Interests Register, and no interests with agenda items were declared.

## **4. Public Forum**

### **4.1 Temporary Road Closure Condition for Trolley Derby**

Tim Bayley of the Nelson Trolley Derby Club spoke about the traffic management plan condition in relation to reserved parking for the Trolley Derby which was resolved at the Extraordinary Council meeting on 19 January 2015. He advised that the condition could not be complied with as Bronte Street was used for emergency services under the Traffic Management Plan. He added that in future Council needed to consult with the organisers of these events.

In response to a question, Mr Bayley said the Trolley Derby had never before had a condition placed on it as there had never been any issues.

Attendance: Councillor Fulton joined the meeting at 10.17am.

In response to a further question Mr Bayley said commercial space was available for parking on Collingwood Street near Nelson Marlborough Institute of Technology.

Mr Bayley added that he had recently been advised that a resource consent was required for the Trolley Derby. Chief Executive, Clare Hadley clarified that it was a non residential activity in a residential zone, therefore a resource consent was required.

### **4.2 Trafalgar Centre**

Ken Beckett spoke about item 6 on the agenda mainly regarding the design concepts and the reference to 'rough order costs'. He raised his concerns in relation to this term and said that he suspected that there was a significant chance that the actual costs of the project would exceed these 'rough order costs'.

## **5. Mayor's Report**

Document number A1319045, agenda pages 5-6 refer.

Her Worship the Mayor advised councillors that the resolution passed at the Extraordinary Council meeting on 19 January 2015 in relation to reserved parking needed to be revoked. This was due to there being a low number of individuals utilising these spaces and the reserved parking areas on Bronte Street were used by emergency services in the Traffic Management Plan.

There was confusion around the temporary road closure in relation to the effected streets. Chief Executive, Clare Hadley advised that the Extraordinary Council meeting agenda from 19 January 2015 illustrated the map utilised for the Trolley Derby application. It was suggested that this be clarified within the Officers recommendation.

Resolved

**THAT the Mayor's Report (A1319045) be received;**

**AND THAT Council clarify the approval of the application for the Mike Pero Trolley Derby temporary road closure of Collingwood Street from Nile Street East to Brougham Street on 14 March 2015, in accordance with the map in document (A1300874);**

**AND THAT the second clause of the resolution made by Council on 19 January 2015 in relation to the Trolley Derby to be held on 14 March 2015:**

*AND THAT as part of the traffic management plan, reserved parking is provided in Bronte St West and East to meet the need of Collingwood Street residents.*

**be revoked.**

Davy/Her Worship the Mayor

Carried

Attendance: The meeting adjourned for morning tea at 10.47am until 10.56am

## **6. One Hour Free Parking Extension**

Document number A1318821, agenda pages 7-8 refer.

Resolved

**THAT the report One Hour Free Parking Extension (A1318821) be received;**

**AND THAT approval is given for the extension of the One Hour Free Parking from 6 April to 31 July 2015 pending a decision on this matter by Council as part of the LTP;**

**AND THAT this extension of One Hour Free Parking be notified accordingly.**

Davy/Rainey

Carried

## **7. Trafalgar Centre – Evaluation of Options to Date and Approval of Early Contractor Involvement**

Document number A1317937, agenda pages 9-115 refer.

Acting Manager Capital Projects, Richard Kirby presented the report and was joined by Mr Hans Peter Froeling from Opus International Consultants.

In response to a question Mr Kirby advised that not all geotech experts had experience in using new technologies, however the contractor he would be utilising from Christchurch had worldwide experience using a 3D type analysis.

In response to a question, Mr Kirby said the tests would take a period of approximately two days, costing about \$50,000 to \$60,000. The findings from this test could potentially save Council between \$3 million to \$5 million. He added that costs would be clearer in late May.

Mr Kirby clarified that 'rough order costs' was a term used at this stage in the project as costs could not be established until the detailed design stage was finalised.

Attendance: Councillor Rainey left the meeting at 11.20am and returned at 11.22am.

There were concerns raised about the completion of the project by February 2016. Mr Kirby confirmed that contractors would be able to start the project when required and that building consents would be processed so that when Council made the decision the project could start immediately.

In response to a question, Mr Kirby advised that the term 'risk sharing' referred to having a quantity surveyor review the costs to confirm the price of the project was reasonable. In addition, he highlighted that contractors would be including preliminary and general costs in the tender documents which would be evaluated. He said that equipment from overseas and exchange rates also needed to be considered in the costs.

Her Worship the Mayor clarified that the options were based on a conservative scenario and that the investigative work would bring clarity to the situation as there was a risk that it could be over engineered and more expensive.

There were discussions that with the ability to obtain cutting edge technology, this would mean the community could be assured and confident of the outcome.

There were concerns raised that other aspects of the building needed to be considered in relation to its functionality and that this would take time.

Resolved

**THAT the report Trafalgar Centre – Evaluation of Options to Date and Approval of Early Contractor Involvement (A1317937) and its attachments (A1314722, A1319283, A1319301, A1319308, A1319163, and A345448) be received;**

**AND THAT Council implement its health and safety obligations by focusing the structural strengthening on minimising collapse of the building structure and thereby essentially taking all reasonably practical steps to ensure that no harm should befall persons at, or in the vicinity of the Trafalgar Centre during the event of an earthquake;**

**AND THAT Council progress with the detailed design and construction phases utilising an Early Contractor Involvement procurement option to engage a contractor to provide practical and innovative input;**

**AND THAT Council receive a further update report and approve the selection of the preferred contractor at its meeting on 30 April 2015.**

Her Worship the Mayor/Noonan

Carried

## **8. Housing Accord**

Document number A1303852, agenda pages 116-130 refer.

Chief Executive, Clare Hadley presented the report and advised that under section 5.18 of the report the latest population projection was now an increase of 3,600 residents by 2025.

It was discussed that the Housing Accord and Special Housing Areas Act 2013 had a repeal date to encourage deliverables. It was mentioned that by entering into a Housing Accord it would signal to the community that affordable housing was a Council priority.

It was highlighted that the democratic processes would still be followed and that one benefit would be reduced timelines within the resource consent process.

Group Manager Strategy and Environment, Clare Barton, clarified to councillors that the Nelson Resource Management Plan principles still applied so there was still a requirement to deal with design and amenity.



Attendance: Councillor Lawrey joined the meeting at 11.55am.

In response to a question, Ms Barton said there were no details of costings other than staff time through normal work programmes. She added that both Nelson City Council and Tasman District Council Housing Accords would be aligned.

There was a concern raised that consultation should occur with landlords and developers before signing a Housing Accord.

Attendance: Councillor Ward left the meeting at 12pm.

In response to a question, Ms Barton clarified that a special housing area did not need to be an area of greenspace and that areas would be discussed through workshops.

Attendance: Councillor Ward returned to the meeting at 12.04pm.

In response to a question, Mrs Hadley advised that Council may own land which would be suitable for a special housing area and this could be considered in conjunction with the property asset review.

Attendance: Councillor Noonan left the meeting at 12.09pm.

In response to a question, Ms Barton said that plan changes could not be accelerated through a Housing Accord.

Councillor Rainey, seconded by Councillor Matheson moved the following motion:

*THAT the report Housing Accord (A1303852) and its attachments (A1314678 and A1314265) be received;*

*AND THAT the Housing Accord be discussed further at a Workshop.*

Attendance: Councillor Copeland left the meeting at 12.16pm.

The importance of housing affordability was discussed along with the benefits for Council to enter into a Housing Accord as it would facilitate discussions with the Minister of Building and Housing along with the Nelson community.

Attendance: The meeting adjourned for lunch from 12.19pm until 1.03pm. During this time Councillor Fulton left the meeting and Councillor Copeland returned to the meeting.

Councillors Rainey and Matheson withdrew the motion.

Her Worship the Mayor emphasised that there were real opportunities within Nelson City to do something quite creative and the chance to look at one and two bedroom houses in Nelson. She added that a

Housing Accord could be brought back to Council for ratification before signing.

There was a concern around community consultation and the lack of details of a Housing Accord in relation to the social, environmental and economic impacts.

There was general agreement that this was the first step in a process and that negotiations would commence once a Housing Accord was signed. It was stated as beneficial for Council to have the support of Central Government and the Minister of Building and Housing.

It was discussed that a Housing Accord was a useful tool which would allow collaboration and partnerships with landowners, central and local government along with developers. It was stated that people coming to Nelson were discouraged due to house prices and the types of houses available.

Resolved

***THAT the report Housing Accord (A1303852) and its attachments (A1314678 and A1314265) be received;***

***AND THAT the Nelson City Council agrees to enter into a Housing Accord with the Minister of Building and Housing;***

***AND THAT the Nelson City Council, through the Chief Executive and Mayor, enter into negotiations with the Minister of Building and Housing over the final form of the Housing Accord, in collaboration with Tasman District Council;***

***AND THAT the proposed Housing Accord between Nelson City Council and the Minister of Building and Housing is brought back to Council for ratification prior to signing;***

***AND THAT the Group Manager Strategy and Environment will report back to Council on the Accord's proposed actions once it is signed with the Minister of Building and Housing.***

McGurk/Her Worship the Mayor

Carried

There being no further business the meeting ended at 1.19pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

<b>Date of meeting/Item</b>	<b>Action Resolution</b>	<b>Officer</b>	<b>Status</b>
26/6/2014 – Council Support for Nelson CBD – Winter Incentives	<u>AND THAT</u> the Chief Executive work with SBL to vary the contract to allow for 'wrapping' of the NBus for promotion of Nelson attractions;  <u>AND THAT</u> a focus group with CBD businesses be undertaken by officers at the end of the period to understand the value of and issues with the initiative.	Clare Hadley	<b>19/03/2015</b> – officers working with SBL to determine costs for 'wrapping' and a meeting was held on 2 September with stakeholders.  <b>Ongoing</b>
20/11/2014 – Council Tahuna Beach Camp Incorporated Annual Report	<u>THAT</u> Council commission an external review of its three campgrounds, to understand their financial trends, and to assist in establishing a strategic direction for these properties.	Chris Ward	<b>19/3/2015</b> – Request for proposals to carry out the work has been issued.  <b>Ongoing</b>
11/12/2014 - Council	<u>AND THAT</u> in line with the 20 November 2014 resolution, further work be undertaken in 2015 to determine whether the effectiveness and efficiency of solid waste management activities can be improved across the two districts, and if so to undertake a more fundamental review of the activities;	Alec Louverdis	<b>19/3/2015</b>  <b>Not yet started</b>

## Public Status Report – Council 19 March 2015

Date of meeting/Item	Action Resolution	Officer	Status
<p>2/4/2013 - Council</p> <p>Nelson Gondola and Adventure Park: Feasibility Study</p>	<p><u>THAT</u> the Nelson Cycle Lift Society Incorporated be granted \$15,000 towards a feasibility study for the establishment of a gondola and adventure park, subject to the Cycle Lift Society:</p> <ul style="list-style-type: none"> <li>• funding the remaining costs of the feasibility study;</li> <li>• undertaking to provide Council with the results of the feasibility study by 31 December 2013;</li> </ul> <p><u>AND THAT</u> it be noted that Council has neither considered nor taken a position on, the proposal for a gondola and adventure park in either of its roles as landowner and/or regulator.</p>	Chris Ward	<p><b>19/3/2015</b> – The Community Services Committee referred the matter to Council. The Nelson Cycle Lift Society has asked for further time to present new information.</p> <p><b>Ongoing</b></p>
<p>19/6/2014 – Council</p> <p>Trafalgar Centre – Way Forward to Reopening</p>	<p><u>AND THAT</u> Council approve up to \$450,000 to appoint a project manager, who will drive the investigation process necessary to inform the preparation of concept design and deliver first iteration plans to Council;</p>	Alec Louverdis	<p><b>19/03/2015</b> – At Council on 26 February 2015 a report was considered outlining the concept plans/options that had been developed to date.</p> <p>Council approved a proposal to undertake 3-D modelling assessments and progress through an 'early contractor involvement' phase by engaging a contractor to provide additional expertise into the detailed design phase.</p> <p><b>Ongoing</b></p>

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## **Mayor's Report**

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### **1. Purpose of Report**

- 1.1 To provide an update to Council.

### **2. Recommendation**

***THAT the Mayor's Report (A1323388) and its attachments (A1326253 and A1306876) be received;***

***AND THAT Her Worship the Mayor be appointed to the Commercial Subcommittee and the Audit, Risk and Finance Subcommittee;***

***AND THAT the Hearings Panel – Other be delegated authority to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974;***

***AND THAT the amended delegations for the Hearings Panel – Other as outlined in A1306876 be incorporated into the Delegations Register.***

### **3. Discussion**

#### **Provision of a Casting Vote in Standing Orders**

- 3.1 At its inaugural meeting on 29 October 2013, Council resolved to undertake a review of Standing Orders to consider whether to implement a casting vote for the Mayor and Chairperson.
- 3.2 Upon further consideration and discussion it is now felt that the amendment of Standing Orders to enable the use of a casting vote is not needed.

#### **Attendance at meetings via audio or audio-visual link**

- 3.3 In August 2014 an amendment to the Local Government Act 2002 (LGA) was made. This amendment allowed for councillors to take part in meetings via audio or audio-visual link, if appropriate provision is made in Council's Standing Orders.

- 3.4 Allowing councillors to take part in meetings via audio or audio-visual link is not a requirement under the Act, it is merely provided as an option should councils wish to take it up.
- 3.5 It is worth noting that councillors who are not physically present at the meeting would not be counted as present for the purposes of establishing a quorum (Schedule 7, 25A(4) of the LGA).
- 3.6 A key reason behind the change to legislation is to accommodate councils with large geographic boundaries, whose councillors have significant travel requirements.
- 3.7 As Nelson City Council has a small geographic boundary, attendance via audio or audio-visual link is not seen as a priority or a necessity. On these grounds it is not proposed to ask officers to pursue an amendment to Council's Standing Orders to allow for this change in the LGA.

### **Mid-Triennium Review**

- 3.8 May 2015 will mark the mid-point of the current triennium. Her Worship the Mayor has met with her committee chairs to assess progress and has received positive feedback. It is her intention that she will meet with all councillors to discuss the committees they are members of, what they wish to achieve in the remainder of the triennium and support they may need in order to do this.

### **TUIA Mayoral Rangatahi Mentoring Programme**

- 3.9 As indicated in the Mayor's Report dated 12 February 2015, Her Worship the Mayor has agreed to participate in the TUIA Mayoral Rangatahi Mentoring Programme.
- 3.10 All candidates received were of a very high calibre.
- 3.11 The selection process has now been completed and the successful candidate is Waiaio Elkington.

### **Local Government New Zealand Conference**

- 3.12 In 2014 many councillors attended the Local Government New Zealand Conference held in Nelson. In 2015 the conference is to be held in Rotorua from 19-21 July.
- 3.13 Registrations for the conference are now open. Councillors who are interested in attending are requested to make their intentions known to the Office of the Mayor or the Administration Advisers as soon as possible so that bookings can be made.
- 3.14 A reminder that the cost of attending would come from each councillor's triennial budget for travel and training. Further details for the conference can be found here <http://www.lgnz2015.co.nz/lgnz15>

## **Local Government New Zealand 2015 Annual General Meeting Remit Process**

- 3.15 The Local Government New Zealand (LGNZ) Annual General Meeting (AGM) is being held on Sunday 19 July 2015, in Rotorua as part of the Conference.
- 3.16 LGNZ invited member authorities wishing to submit proposed remits for consideration at the LGNZ AGM, to do so no later than 5.00pm Friday 22 May 2015.
- 3.17 A copy of the memo received from LGNZ outlining the remit process is provided as Attachment 1.
- 3.18 Councillors are to approach the Office of the Mayor for assistance in preparing any remits.

### **Workshop 24 March 2015**

- 3.19 In line with Her Worship the Mayor's approach to effective use of workshop time in 2015, it is proposed to hold a workshop on 24 March on the development of a regional identity.
- 3.20 Supported by the Economic Development Agency and both local councils, a team of communications experts is currently developing a Nelson Regional Identity project. This workshop is a chance for councillors to find out more about this project.

## **4. Decision**

### **Appointment to the Commercial and Audit, Risk and Finance Subcommittees**

- 4.1 At the 12 February 2015 Council meeting, appointments were made to both the Commercial and Audit, Risk and Finance Subcommittees.
- 4.2 In making these appointments Her Worship the Mayor was not included in the resolution as a member.
- 4.3 At that time it had been assumed that Her Worship the Mayor would be an ex-officio member of the subcommittees.
- 4.4 In preparing for the first meeting of the Audit, Risk and Finance Subcommittee, Standing Orders were revisited.
- 4.5 Standing Order 2.9.5 actually requires the Mayor to be appointed as an ex-officio member, not just assumed.
- 4.6 For this reason, it is prudent to now resolve that the Mayor be a member of the Commercial and Audit, Risk and Finance Subcommittees.



## **Delegation for Approval of Road Closures**

- 4.7 Earlier this year it came to the attention of officers that the procedure in the past around temporary road closures for holding events at times may not have complied with the requirements of the Local Government Act 1974 (the Act).
- 4.8 Schedule 10, Clause 11 of the Act sets out the requirements for temporary road closures. This enables officers to make decisions necessary to temporarily close roads for the operational or maintenance purposes specified in that Clause.
- 4.9 However, Clause 12 of Schedule 10 of the Act provides that the powers given to Council under Clause 11 in respect of road closures relating to events cannot be delegated to Council officers, and can only be exercised by Council.
- 4.10 This has resulted in Council considering a number of applications for temporary road closures already this year. This is not considered to be the most effective way for these matters to be addressed.
- 4.11 Council has the authority under Schedule 7 Clause 32 of the Local Government Act 2002, for the purposes of efficiency and effectiveness in the conduct of a local authority's business, to delegate to a committee, or other subordinate decision making body any of its responsibilities, duties or powers (subject to specific exceptions provided for in that clause), and may delegate the responsibility for temporary road closures for events to the Hearings Panel – Other.
- 4.12 This would require the amendment of the delegations for the Hearings Panel – Other. The proposed amended delegations are included as Attachment 2.
- 4.13 The benefits of delegating to this Panel is that it meets as and when required with provisional slots set aside once a fortnight. This would result in more timely decision making in response to applications than Council's six weekly cycle. All councillors are members of this panel which enables the workload to be spread and increases options for availability of members to form a panel.

## **5. Conclusion**

- 5.1 That Council notes the updates in this report.

Rachel Reese

**Mayor of Nelson**

## **Attachments**

Attachment 1: LGNZ Remit Process Memo [A1326253](#)

Attachment 2: Amended Delegations for the Hearings Panel – Other [A1306876](#)

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**Date:** 4 March 2015  
**To:** Mayors, Chairs and Chief Executives  
**From:** Malcolm Alexander, Chief Executive  
**Subject:** 2015 Annual General Meeting Remit Process

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We invite member authorities wishing to submit proposed remits for consideration at the Local Government New Zealand Annual General Meeting (AGM) to be held on **Sunday 19 July 2015** in Rotorua, to do so no later than **5pm, Friday 22 May 2015**. Notice is being provided now so as to allow members of zones and sectors to gain support of five supporting councils for their remit. The supporting councils do not have to come from the proposing council's zone or sector.

Proposed remits should be sent with the attached form. The full remit policy can be downloaded from the [LGNZ website](#).

#### **Remit policy**

Proposed remits, other than those relating to the internal governance and constitution of Local Government New Zealand, should address only major strategic "issues of the moment". They should have a national focus articulating a major interest or concern at the national political level.

The criteria for considering remits were reviewed in March 1999 and National Council adopted the following Remits Screening Policy:

1. Remits must be relevant to local government as a whole rather than exclusively relevant to a single zone or sector group or an individual council;
2. Remits should be of a major policy nature (constitutional and substantive policy) rather than matters that can be dealt with by administrative action;
3. Remits must have formal support from at least one zone or sector group meeting, or five councils, prior to their being submitted, in order for the proposer to assess support and clarity of the proposal;
4. Remits defeated at the AGM in two successive years will not be permitted to go forward;
5. Remits will be assessed to determine whether the matters raised can be actioned by alternative, and equally valid, means to achieve the desired outcome;
6. Remits that deal with issues or matters currently being actioned by Local Government New Zealand may also be declined on the grounds that the matters raised are "in-hand". This does not include remits that deal with the same issue but from a different point of view; and

7. Remits must be accompanied by background information and research to show that the matter warrants consideration by delegates. Such background should demonstrate the:
- nature of the issue;
  - background to it being raised;
  - issue's relationship, if any, to the current Local Government New Zealand Business Plan and its objectives;
  - level of work, if any, already undertaken on the issue by the proposer, and outcomes to date;
  - resolution, outcome and comments of any zone or sector meetings which have discussed the issue; and
  - suggested actions that could be taken by Local Government New Zealand should the remit be adopted.

### Remit process

Local Government New Zealand will take the following steps to finalise remits for the 2015 AGM:

- all proposed remits and accompanying information must be forwarded to Local Government New Zealand no later than **5pm, Friday 22 May 2015**, to allow time for the remits committee to properly assess remits;
- a remit screening committee (comprising the President, Vice President and Chief Executive) will review and assess proposed remits against the criteria described in the above policy;
- prior to their assessment meeting, the remit screening committee will receive analysis from the Local Government New Zealand staff on each remit assessing each remit against the criteria outlined in the above policy;
- proposed remits that fail to meet the tests imposed by the above policy will be informed as soon as practicable of the committee's decision, alternative actions available, and the reasons behind the decision;
- proposed remits accepted will be contacted as soon as practicable to arrange the logistics of presenting the remit to the AGM; and
- all accepted remits will be posted to the Local Government New Zealand website at least one month prior to the AGM.

To ensure quality preparation for members' consideration at the AGM, the committee will not consider or take forward proposed remits that do not meet this policy, or are received after **5pm, Friday 22 May 2015**.

### General

Remits discussed at the AGM will be presented in the AGM Business Papers that will be distributed to delegates not later than two weeks before the AGM, as required by the Rules.

Should you require further clarification of the requirements regarding the remit process please contact Leanne Brockelbank on 04 924 1212 or [Leanne.brockelbank@lgnz.co.nz](mailto:Leanne.brockelbank@lgnz.co.nz).

## Amended Delegations for the Hearings Panel – Other

### Hearings Panel – Other

#### Functions:

- To conduct hearings and/or determine under delegated authority applications relating to the Dog Control Act 1996, the Fencing of Swimming Pools Act 1987, all matters relating to Temporary Road Closures pursuant to Schedule 10 Clause 11(e) of the Local Government Act 1974, and any other legislation as determined by the Council

#### Membership:

- All Councillors, for matters relating to the Dog Control Act 1996, the Fencing of Swimming Pools Act 1987, Schedule 10 Clause 11(e) of the Local Government Act 1974 and other matters not covered by the Resource Management Act 1991
- Councillors appointed as Chair of any panel shall be drawn from those who have successfully completed the Chairs' course of the "Making Good Decisions" or other appropriate training course
- The Group Manager Strategy and Environment may appoint one or more Independent Commissioners to either assist the Hearings Panel or to hear and determine any particular application, such as when Council is an interested party, other than applications made under the Fencing of Swimming Pools Act 1987

#### Specific delegations:

- The power to appoint a panel to hear and determine with any other consent authority any application requiring a joint hearing
- The power to hear and recommend appropriate actions from hearings of designations and heritage orders
- The power to hear, consider and attempt to resolve contested road stopping procedures
- The power to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974
- The power to hear and determine all matters arising from the administration of the Building Act 1991, and the Building Act 2004
- The power to consider and determine applications for exemptions from the Fencing of Swimming Pools Act 1987
- The power to hear and determine objections to the classification of dogs, and all other procedural matters for which a right of objection and hearing is provided for under the Dog Control Act, 1996; and to recommend changes to the Council's Dog Control Policy and Dog Control Bylaw
- The power to name all features within the city requiring naming including roads, streets, service lanes, plazas, parking areas, parks, reserves, gardens and all public facilities or infrastructure<sup>1</sup>
- The power to provide advice to applicants on appropriate names for private roads, rights of way or other legal forms of private access to property

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<sup>1</sup> Where the naming of a feature impacts upon an existing or potential naming rights agreement (as defined by the Naming Rights and Sponsorship Policy for Community Services Facilities), it should be approved by Council.

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**REPORT A1323156**

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**Administrative Matters**

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**1. Purpose of Report**

- 1.1 To report on a number of administrative matters in order to keep Council up to date.

**2. Delegations**

- 2.1 This is a report for consideration by full Council.

**3. Recommendation**

***THAT the report Administrative Matters (A1323156) and its attachments (A1323219, A1103850, A1324980, A1006782 and A1269299) be received;***

***AND THAT Council approves/declines approximately \$535 of funding from the additional funding pool to enable Councillor McGurk to attend the Local Government New Zealand Conference in 2015;***

***AND THAT Council confirms its approval of the documents and warrants in the Schedule of Documents (A1269299), and the affixing of the seal to those documents and warrants.***

**4. Elected Members Travel and Training Expenditure**

- 4.1 At the 12 November 2013 Council meeting it was resolved to take a whole of triennium based approach to budgeting for elected members travel and training.
- 4.2 It was agreed that expenditure would be reported back to every alternate Council meeting.
- 4.3 It was also agreed that following attendance at an event, elected members would provide a report back to the Chief Executive for sharing with fellow councillors via the Councillors Newsletter. Councillors are reminded to ensure a report back from any training is provided in a timely manner.

- 4.4 Attachment 1 is a table showing expenditure to 28 February 2015.
- 4.5 Also at the 12 November 2013 Council meeting, a separate funding pool of \$28,975 was set aside for one-off opportunities, for which full Council approval is required.
- 4.6 Council must formally approve expenditure from this pool in advance, and in line with the agreed criteria. The criteria is included as Attachment 2. Priority will be given to opportunities that are open to, and will benefit, all elected members.
- 4.7 Elected members may request funding from the additional funding pool over and above their individual allocation if they are facing extenuating circumstances or an extra burden in their role as elected member.
- 4.8 Councillor McGurk wishes to attend the LGNZ conference in Rotorua in July this year. Councillor McGurk has \$1,625 remaining in his budget as of 28 February 2015. The approximate costs of flights (\$450), registration (\$1410) and accommodation (\$300) total \$2160.
- 4.9 Councillor McGurk attended the RMA Making Good Decisions training in March 2014 due to the need for additional Council commissioners, which cost \$1,500.
- 4.10 To that end, Councillor McGurk has requested to access approximately \$535 of funding from the additional funding pool.
- 4.11 Council needs to consider this request and pass a resolution accordingly.

## **5. Meeting attendance**

- 5.1 Elected members meeting attendance is recorded for purposes such as official information requests.
- 5.2 In order to improve transparency on this matter and in line with good practice it seems prudent to routinely report meeting attendance. Providing it this way also allows elected members an opportunity to ensure the record is correct.
- 5.3 Attachment 3 is a table showing meeting attendance from 10 October 2014 to 28 February 2015.

## **6. Interests Register**

- 6.1 At the start of the triennium all elected members were requested to declare their interests.
- 6.2 There is a standing item on each Council and committee meeting agenda asking for updates to the Interests Register and for elected members to identify any conflicts of interest in the agenda. The Interests Register has been included as Attachment 4.

- 6.3 In order to improve transparency and in line with good practice it seems prudent to routinely report on elected members interests. This allows elected members an opportunity to ensure the Register is correct.

## **7. Leaves of Absence**

Councillor Davy is taking a leave of absence from 11 March to 25 March 2015.

## **8. Schedule of Documents Sealed**

Attachment 5 is the Schedule of Documents sealed.

## **9. Other Matters**

There are no other matters that need to be raised at this time.

Penny Langley

## **Manager Administration**

### **Attachments**

Attachment 1: Elected Members Travel and Training from 10 October 2014 – 28 February 2015 [A1323219](#)

Attachment 2: Elected Members' Travel and Training Criteria 2013-2016 [A1103850](#)

Attachment 3: Elected Members Meeting Attendance to 10 October 2014 -28 February 2015 [A1324980](#)

Attachment 4: Elected Members Interests Register 2013 – 2016 [A1006782](#)

Attachment 5: Schedule of Documents Sealed to 28 February 2015 [A1269299](#)

## Travel and training budget 1 November 2013 to 30 June 2014

Name	Date	Purpose	Total Triennial Budget	Spent to 09/10/2014	Triennial Budget remaining
Prev Triennium	1/7-31/10/13	Expenditure by previous Council	\$ 3,470.00	\$ 3,470.00	\$ -
Induction			\$ 20,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 18,953.55	
		No expenditure this period		\$ -	
				\$ 18,953.55	\$ 1,046.45
Mayor: LGNZ			\$ 22,200.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 3,057.08	
	28/01/2015	Flights - to WLG 13Feb RSG, to Nelson 13Feb		\$ 532.16	
	20/02/2015	Flight to Tauranga 27Feb2015, Rules Reduction Workshop, Zone 2 mtg, Priority One/Bay of Connections		\$ 786.09	
	24/02/2015	Flight to Wellington 4Mar2015, Rules Reduction Workshop, Zone 4 mtg, NZTA		\$ 372.17	
				\$ 4,747.50	\$ 17,452.50
Mayor: Non-LGNZ			\$ 12,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 2,298.93	
		Travel to Auckland Council to discuss Housing Accord		\$ 662.94	
				\$ 2,961.87	\$ 9,038.13
Acland			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 2,336.13	
		No expenditure this period		\$ -	
				\$ 2,336.13	\$ 2,663.87



Name	Date	Purpose	Total Triennial Budget	Spent to 09/10/2014	Triennial Budget remaining
Barker			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 3,644.01	
		No expenditure this period		\$ -	
				\$ 3,644.01	\$ 1,355.99
Copeland			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 1,664.34	
		No expenditure this period		\$ -	
				\$ 1,664.34	\$ 3,335.66
Davy			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 2,586.08	
	6/11/2014	Flight to Wellington - TRAFINZ Accessibility Workshop - cancelled		\$ 241.72	
	10/12/2014	Transferred above flight to Dunedin - TRAFINZ Accessibility Workshop - August		\$ 246.54	
				\$ 3,074.34	\$ 1,925.66
Fulton			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 2,695.71	
		No expenditure this period		\$ -	
				\$ 2,695.71	\$ 2,304.29
Lawrey			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 1,256.52	
		No expenditure this period		\$ -	
				\$ 1,256.52	\$ 3,743.48

Name	Date	Purpose	Total Triennial Budget	Spent to 09/10/2014	Triennial Budget remaining
McGurk			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 3,375.26	
		No expenditure this period		\$ -	
				\$ 3,375.26	\$ 1,624.74
Matheson			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 790.00	
		No expenditure this period		\$ -	
				\$ 790.00	\$ 4,210.00
Noonan			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 1,914.39	
		No expenditure this period		\$ -	
				\$ 1,914.39	\$ 3,085.61
Rainey			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 1,226.09	
		No expenditure this period		\$ -	
				\$ 1,226.09	\$ 3,773.91
Skinner			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 2,726.09	
		No expenditure this period		\$ -	
				\$ 2,726.09	\$ 2,273.91
Ward			\$ 5,000.00		
		Expenditure previous period 1 Nov 2013-9 Oct 2014		\$ 1,191.30	
		No expenditure this period		\$ -	
				\$ 1,191.30	\$ 3,808.70
One-off Funding Pool			\$ 28,765.00		
				\$ -	\$ 28,765.00
<b>TOTAL</b>			<b>\$ 146,435.00</b>	<b>\$ 56,027.10</b>	<b>\$ 90,407.90</b>

## **Elected Members' Travel and Training Criteria 2013-2016**

Set out below are the criteria agreed by Council for the expenditure of individual travel and training budgets allocated to elected members, and of the travel and training budget pool for one-off opportunities.

When selected training, meeting or event opportunities (events), individual members are responsible for ensuring and demonstrating that their selected options align with these criteria.

Councillors must be able to demonstrate that:

1. The event is held in New Zealand.
2. The event is relevant to local government.
3. The event is preferably, but not exclusively, supported by Local Government New Zealand or aligned organisations.
4. The event supports the member in contributing effectively and appropriately, in their governance role, to present and anticipated future needs of Nelson City Council.
5. The event is the most cost effective option to achieve the identified outcomes and if not, why it is preferred over more cost effective options.
6. The event is within the remaining available budget.
7. Their travel and training meets with the criteria outlined in 1-6, in response to any public or media enquiries about their travel and training, which will be directed to the individual member.

Elected Members Meeting Attendance 10 October 2014-28 February 2015

Legend:  
Yes: Attended as member, for more than 50% of meeting duration  
Apols: Did not attend, apology entered  
DNA: Did not attend, no apology entered  
Other LG: Did not attend due to attendance at another Council commitment  
Partly: Attended as member for 50% or less of the meeting (by duration)  
Att: In attendance, as a non-member of the committee.  
n/a: Not a member, did not attend

Meeting Name	Date of meeting	Meeting Type - Council, Committee	Mayor Rachel Reese	Cr Luke Acland	Cr Ian Barker	Cr Ruth Copeland	Cr Eric Davy	Cr Kate Fulton	Cr Matt Lawrey	Cr Paul Matheson	Cr Brian McGurk	Cr Gaile Noonan	Cr Pete Rainey	Cr Tim Skinner	Cr Mike Ward	External Appointee - Glenice Paine	External Appointee - John Murray	External Appointee - John Peters
Joint Shareholders Committee -reconvened from 7 October	16-Oct-14	Joint Committee	Apols	n/a	Yes	n/a	DNA	n/a	n/a	Yes	DNA	n/a	DNA	n/a	n/a	n/a	n/a	n/a
Works and Infrastructure Committee	16-Oct-14	Committee	Apols	Yes	Yes	Yes	Yes	n/a	Yes	Att	Att	Yes	n/a	Yes	Att	n/a	n/a	n/a
Planning and Regulatory Committee	23-Oct-14	Committee	Apols	Att	Yes	Yes	Apols	Yes	Yes	n/a	Yes	n/a	n/a	n/a	Yes	Yes	n/a	n/a
Council Meeting	30-Oct-14	Council	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Community Services Committee	30-Oct-14	Committee	Yes	Yes	Yes	Yes	n/a	n/a	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Chief Executive Employment Committee - postponed from 18 August	3-Nov-14	Committee	Yes	Yes	n/a	n/a	n/a	n/a	n/a	Yes	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Community Services Committee - extraordinary	4-Nov-14	Committee	Apols	n/a	Att	Yes	n/a	Att	Yes	DNA	Att	Yes	Yes	Yes	DNA	n/a	n/a	n/a
Governance Committee	6-Nov-14	Council	Yes	Apols	Yes	n/a	Yes	Yes	n/a	Yes	n/a	Yes	Yes	n/a	n/a	n/a	Yes	Yes
Council - Ordinary	20-Nov-14	Council	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Apols	Yes	Yes	n/a	n/a	n/a
Council - Extraordinary - Landfill Deliberations - continuation of 25 Sept 2014 and 2 October 2014 meetings	20-Nov-14	Council	Yes	Yes	Yes	DNA	Yes	Yes	Yes	Yes	Yes	Yes	Apols	Yes	Yes	n/a	n/a	n/a
Chief Executive Employment Committee - postponed from 11 November	21-Nov-14	Committee	Yes	Yes	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Works and Infrastructure Committee	27-Nov-14	Committee	Yes	Yes	Yes	Yes	Yes	Att	Yes	Att	Att	Yes	n/a	Yes	Att	n/a	n/a	n/a
Planning and Regulatory Committee (includes LAPP hearing of submissions from 29 April 2014 postponed meeting)	27-Nov-14	Committee	Yes	Att	Yes	Yes	Yes	Yes	Yes	Att	Yes	Att	n/a	Att	Yes	Yes	n/a	n/a
Council meeting - for Council representative reporting on external organisations	28-Nov-14	Council	Yes	Apols	Yes	Apols	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Joint Shareholders Committee (moved to 17 December 2014 then moved back to 28 Nov due to TDC)	28-Nov-14	Committee	Yes	n/a	Yes	n/a	Yes	n/a	n/a	Apols	Yes	n/a	Yes	n/a	n/a	n/a	n/a	n/a
Community Services Committee	4-Dec-14	Committee	Yes	Att	Att	Yes	Att	Partly	Yes	Yes	Att	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Governance Committee	4-Dec-14	Committee	Yes	Yes	Yes	n/a	Yes	Partly	n/a	Yes	Yes	Yes	Yes	n/a	n/a	n/a	Yes	Yes
Regional Transport Committee	5-Dec-14	Committee	Yes	n/a	n/a	Yes	Yes	n/a	n/a	n/a	Yes	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Council meeting (it was going to be a Council Workshop - LTP (Tourism/Economic Development/Regional Marketing Synergies/Future of NTT - this workshop was changed to a meeting)	11-Dec-14	Council	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Kotahitanga Hui	12-Dec-14	Kotahitanga Hui	Yes	Apols	Apols	Apols	n/a	n/a	Yes	n/a	Yes	Apols	Apols	n/a	Yes	n/a	n/a	n/a
Joint Committee	17-Dec-14	Committee	Yes	Yes	Yes	Yes	Apols	DNA	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Council - Ordinary	18-Dec-14	Council	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Council - extraordinary	19-Jan-15	Council	Yes	Yes	Yes	Yes	Yes	Apols	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Regional Transport Committee - to hear submissions to the RLTP	10-Feb-15	Committee	Yes	n/a	n/a	Yes	Yes	n/a	Att	n/a	Yes	Att	n/a	n/a	n/a	n/a	n/a	n/a
Council meeting - to approve the consultation document for Audit	12-Feb-15	Council	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Works and Infrastructure Committee	12-Feb-15	Committee	Yes	Yes	Yes	Yes	Yes	n/a	Yes	n/a	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Planning and Regulatory Committee - meeting lapsed due to quorum not being achieved - new meeting scheduled for 12 March following hearing of submissions	19-Feb-15	Committee	Apols	n/a	Apols	Apols	Apols	DNA	Yes	n/a	Yes	n/a	n/a	n/a	Yes	Yes	n/a	n/a
Council meeting - Report Back from Councillor Representatives from Outside Organisations	24-Feb-15	Council	Yes	Apols	Yes	Apols	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Regional Transport Committee - to deliberate on RLTP	25-Feb-15	Committee	Yes	n/a	n/a	Yes	Yes	n/a	n/a	n/a	Yes	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Community Services Committee	26-Feb-15	Committee	Yes	n/a	n/a	Yes	n/a	n/a	Yes	Yes	n/a	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Council meeting - (to approve the preferred concept(s) for the Trafalgar Centre)	26-Feb-15	Council	Yes	Apols	Apols	Yes	Yes	Yes	Partly	Yes	Yes	Yes	Yes	Yes	Yes	n/a	n/a	n/a
Chief Executive Employment Committee (was originally 12 noon 23 Feb)	26-Feb-15	Committee	Yes	Apols	n/a	n/a	n/a	n/a	n/a	Yes	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a

## Members' Interest Register – 2013-2016

Last updated June 2014

### Elected Members:

Member	Last Update	Elected Member Declared Business Interest and value	Spouse/Partner Declared Interest
Her Worship the Mayor Rachel Reese	5 June 2014 <i>(Interests Register received at Council meeting)</i>	Property co-owner 4A Allan Street Shareholder/Director - Rachel Reese Consulting Ltd Shareholder - Wharehunga Forestry 2004 Ltd Beneficiary - TuJaes Trust Minor Shareholder - AMP Ltp Minor Shareholder - Manus Resources Ltd Trustee - Hilda and Auty Harley Trust  <u>Council-related appointments</u> Patron - Civic Trust Trustee - Nelson Municipal Band Trustee - Cawthron Trust Board	Property co-owner 4A Allan Street Director/Shareholder - RH Investments Ltd
Councillor Luke Acland	5 June 2014 <i>(Interests Register received at Council meeting)</i>	Property owner 15 Cambria Street	No declared interests
Councillor Ian Barker	5 June 2014 <i>(Interests Register received at Council meeting)</i>	Member – Nelson Residents Association Member – Age Concern Board member – Tahuna Beach Holiday Park Chairman – Guardian of Nightingale Library Trustee – Network Tasman Trust	No declared interests

Councillor Ruth Copeland	5 June 2014 (Interests Register received at Council meeting)	No declared interests	Event Manager - Nelson Arts Festival (2013) \$4,500 per annum Nelson Arts Festival Hireages (2013) \$2,500 Event Manager - Isel in Bloom (October 2013) and Broadgreen Rose Day (November 2013) \$3,000 Event Manager - New Years Eve Event (December 2013) CEL Trafalgar Centre - event preparation and packdown (\$7,500)
Councillor Eric Davy	5 June 2014 (Interests Register received at Council meeting)	No declared interests	No declared interests
Councillor Kate Fulton	5 June 2014 (Interests Register received at Council meeting)	No declared interests	No declared interests
Councillor Matt Lawrey	5 June 2014 (Interests Register received at Council meeting)	Properties (owner): 13/15, 31 and 33 Orsman Cres Contributor - 2013 Nelson Arts Festival 2013 Race Unity Day (MC) 2013 Little Day Out (MC) Contributor - 2014 Nelson Arts Festival 2014 Race Unity Day (MC) Organiser of 'First Responders Parade 2014' - this event received \$575 of NCC Heritage Week Funding.	No declared interests

Councillor Paul Matheson	5 June 2014 <i>(Interests Register received at Council meeting)</i>	NZ Community Trust Nelson Cancer Society NZ Fisheries Museum and Marine Education Centre Trust	No declared interests
Councillor Brian McGurk	18 August 2014	Trustee and beneficiary of BJ and DA McGurk Family Trust	No declared interests
Councillor Gaile Noonan	5 June 2014 <i>(Interests Register received at Council meeting)</i>	Deputy Chair - Big Brothers Big Sisters Nelson Foodbank Volunteer	No declared interests
Councillor Pete Rainey	5 June 2014 <i>(Interests Register received at Council meeting)</i>	Director of Rockquest Promotions Ltd providing events partially funded by proceeds of gaming trusts, as well as having technical production contracts with NCC potentially in excess of \$25,000.00. Approval for this is being sought from the Office of the Auditor General.  Artistic Director Opera in the park Trustee - Youth and Community Facilities Trust Trustee – Tawhiri Trust	Sales manager at Media Works Nelson
Councillor Tim Skinner	5 June 2014 <i>(Interests Register received at Council meeting)</i>	No declared interests	No declared interests

Councillor Mike Ward	5 June 2014 ( <i>Interests Register received at Council meeting</i> )	Business: Studio (244 Hardy Street), and jewellery sales through Suter Gallery shop Property owner 10 Russell Street	No declared interests
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### Externally Appointed Committee Members:

Governance Committee Members	Last Update	Member Declared Business Interest and value	Spouse/Partner Declared Interest
John Murray	Aug 2014	<p>Personal interest in two properties in Nelson City through my family trust. One at 41 Marybank Rd and the other at 72 Trafalgar Street.</p> <p>Various commercial and residential interests in property in the Nelson City boundary. This arises because of various trusteeships held directly and indirectly on behalf of clients of Crowe Horwath.</p> <p>Principal of Crowe Horwath in Nelson. Various relationships with business and property owners which operate in the Nelson City.</p> <p>Trustee of the Saxton Velodrome Trust.</p> <p>Secretary and financial adviser to Te Atiawa O Te Waka a Maui Trust.</p> <p>Director of Te Atiawa Asset Holding Company Limited.</p> <p>Secretary and financial adviser to Ngati Rarua Atiawa Iwi Trust.</p>	
John Peters	July 2014	Co-owner of property at 37 Tresillian Avenue Chairman of the Nelson Tasman Region Hospice Trust	



<b>Planning and Regulatory Committee Members</b>	<b>Last Update</b>	<b>Member Declared Business Interest and value</b>	<b>Spouse/Partner Declared Interest</b>
Glenice Paine			

**Members of Joint Committees administered by Nelson City Council:**

<b>NRSBU Members</b>	<b>Last Update</b>	<b>Member Declared Business Interest and value</b>	<b>Spouse/Partner Declared Interest</b>
Councillor Michael Higgins (TDC Councillor)	20 June 2014	No declared interests	No declared interests
Councillor Barry Dowler (TDC Councillor)	20 June 2014	No declared interests	No declared interests
Councillor Ruth Copeland (NCC Councillor)	5 June 2014 <i>(Interests Register received at Council meeting)</i>	No declared	Event Manager - Nelson Arts Festival (2013) \$4,500 per annum Nelson Arts Festival Hireages (2013) \$2,500 Event Manager - Isel in Bloom (October 2013) and Broadgreen Rose Day (November 2013) \$3,000 Event Manager - New Years Eve Event (December 2013) CEL Trafalgar Centre - event preparation and packdown (\$7,500)

Derek Shaw (NCC appointee)	29 August 2014	Nikau Press – sole trader Brook Waimarama Sanctuary Trust – Trustee Nelson Environment Centre – Board Chairperson Tasman Regional Sports Event Trust – Trustee Saxton Velodrome Trust – Trustee NZ Masters Athletics Association – Executive member District Licensing Committee – panel member	
Matthew Hippolite (Iwi representative)	16 June 2014	NCC Kotahitanga (Ngati Koata Rep) NCC Compliance and Monitoring Group (Waste Water Overflow RMA Consent compliance) Solid Waste Joint Working Party (NCC & TDC combined Management Strategy) Nelson Biodiversity Forum (Ngati Koata Rep) Waimea Plains Freshwater (Quality) and Land Management Group (Iwi Rep) Tiakina Te Taiao Ltd Board of Directors (Koata Alternate Director) Marlborough District Council Iwi Working Group (Ngati Koata Rep) Ngati Koata Trust – Projects Manager (Employer)	No declared interests
Phillip Wilson (Industry Representative)	20 June 2014	No declared interests	No declared interests

## Schedule of Documents Sealed: 30 October 2014 to 26 February 2015

DATE	LEGAL DESCRIPTION	DESCRIPTION	SITE ADDRESS
30/10/2014	CFR NL82/184	Deed of Covenant between Michael and Katherine McDonald and Nelson City Council	106 Queens Road
11/11/2014		Port Nelson Limited Statement of Corporate Intent 2014-17	
14/11/2014	Lot 2 DP 3103	Deed of Covenant for garage structure on road reserve between Nelson City Council and Nathan Richard Carmody and Samantha Maria Hart	277 Annesbrook Drive
20/11/2014		Plan Change 16 (Inner City Noise) to the Nelson Resource Management Plan	
21/11/2014		Warrant of Appointment - Enforcement Officer (Armourguard Security Guard)	
24/11/2014		Warrant of Appointment - Enforcement Officer (Parking Warden)	
25/11/2014		Warrants of Appointment - Enforcement Officers (3 Parking Wardens)	
1/12/2014		Warrants of Appointment - Enforcement/Authorised Officers (4 EIL staff)	
1/12/2014	CFR 229690	Deed of Lease between Nelson City Council and Vertical Limits Limited (trading as MD's Outdoor Sports)	Millers Acre Centre - Retail Area 2
9/12/2014	Legal Road	Deed of Renewal of Licence between Nelson City Council and Fulton Hogan Limited	Market Road Weighbridge

Attachment 5

DATE	LEGAL DESCRIPTION	DESCRIPTION	SITE ADDRESS
11/12/2014		Warrant of Appointment - - Enforcement Officer (Parking Warden)	
15/12/2014	CFR 229690	Deed of Lease between Nelson City Council and Nelson Regional Economic Development Agency	Millers Acre Centre – EDA Lease
23/01/2015	Lot 3 DP 12881 CFR NL8A/154	Lease between Byrne Carriers Limited and Nelson City Council	48 Pascoe Street
26/01/2015		Warrants of Appointment – Deputy Harbourmaster and Enforcement Officers (Harbour)	
27/01/2015		Regional Integrated Ticketing Joint Procurement Project Funding and Management Agreement [Joint initiative involving 9 Councils (outside Auckland, Wellington and Christchurch)]	
29/01/2015		Renewal of Warrant of Appointment - Deputy Harbourmaster	
05/02/2015	Lot 1, DP 7447	Deed of Lease between Nelson City Council and Sun City Darts Incorporated	Sovereign Street, Guppy Park
05/02/2015	Lot 1, DP 9159	Deed of Lease between Nelson City Council and Hira Community Preschool – Te Kura O Hira Incorporated	SH6, 460 Wakapuaka Road, RD1, Hira
26/02/2015		Warrant of Appointment – Enforcement Officer (Building Unit)	
26/02/2015		Warrant of Appointment – Enforcement Officer (First Security)	

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## **Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade)**

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### **1. Purpose of Report**

1.1 For Council to approve/decline three temporary road closures for events proposed on the following dates:

- YMCA Nelson Youthfest 2015: Saturday 28 March 2015
- Nelson Woman's Triathlon: Sunday 12 April 2015 (or Thursday 2 April 2015 for inclement weather).
- 2015 Nelson Centennial ANZAC Parade: Saturday 25 April 2015

### **2. Delegations**

2.1 The Local Government Act 1974, Schedule 10, confirms that approvals for temporary road closures for event related activities lie with Council.

### **3. Recommendation**

**THAT the report Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade) (A1315996) and its attachment (A1315938) be received;**

**AND THAT Council either approve/decline the application for the YMCA Nelson Youthfest 2015 temporary road closure of Morrison Street on Saturday 28 March 2015, or, if it is raining on that day, Thursday 2 April 2015;**

**AND THAT Council either approve/decline the application for the Nelson Women's Triathlon temporary road closure of Maitai Road, Maitai Valley Road and Domett Street on Sunday 12 April 2015.**

**AND THAT Council either approve/decline the application for the 2015 Nelson Centennial ANZAC Parade temporary road closure of Halifax Street and Trafalgar Street on Saturday 25 April 2015.**

#### **4. Background**

- 4.1 It is a requirement that temporary road closures come to Council for approval.

#### **5. Discussion**

##### **YMCA Nelson Youthfest 2015**

- 5.1 On 18 February 2015, YMCA Nelson Inc. requested the closure of Morrison Street, from Hardy Street to Selwyn Place for the YMCA Nelson Youthfest 2015 on Saturday 28 March from 5 pm until midnight. (See Attachment 1 for map.) The alternative date for inclement weather is Thursday 2 April 2015.
- 5.2 This event is Council-funded.
- 5.3 This is the first time this event has been held in Nelson while involving a road closure.
- 5.4 This event will involve live bands (local high schools and others unconfirmed at the time of writing), cultural performances, a fashion show and youth market stalls.
- 5.5 This is a ticketed event, so the organiser needs to be able to close entry points.
- 5.6 Council officers placed an advertisement in the Nelson Mail on Saturday 21 February 2015 advising of the proposed closure and asking for feedback by 6 March. The organiser distributed the advertisement to adjoining properties. No feedback was received.
- 5.7 The Morrison Square property manager has expressed approval of this closure. All properties adjoining Morrison Street are within the tenancy of Morrison Square.
- 5.8 A resource consent for noise is not required.
- 5.9 The Police have approved of the closure.
- 5.10 Council officers are liaising with the applicant about the required Traffic Management Plan.
- 5.11 Council has received evidence of public liability insurance from the applicant.
- 5.12 Council officers recommend that this closure be approved.

##### **Nelson Women's Triathlon**

- 5.13 Nelson Events has requested the closure of the following roads for the Nelson Women's Triathlon on Sunday 12 April (see Attachment 1 for map):
- Maitai Road from Nile Street East to Maitai Valley Road, from 8:15 am until 11 am.
  - Maitai Valley Road from Maitai Road to the Maitai Valley Motor Camp, from 8:45 am until 11 am.
  - Dommett Street from Hardy Street to Tasman Street, from 8:45 am until 11:45 am.
- 5.14 This is an annual event with a proven track record.
- 5.15 Council officers placed an advertisement in the Nelson Mail on Saturday 14 February 2015 advising of the proposed closure and asking for feedback by 27 February. No feedback was received.
- 5.16 The organiser has distributed the advertisement to adjoining properties, notifying them of the event. In past years, some Maitai Valley residents complained that they were not notified of the closure. Many properties have no on-street letterboxes, so last year and this year the advertisement was delivered to postal addresses in addition to existing on-street letterboxes where these exist. A sign was also placed at the start of Maitai Road. The organiser has spoken with the Maitai Valley Motorcamp and the golf course.
- 5.17 Fulton Hogan has approved of the closure on behalf of the Maitai Dam and the Water Treatment Plant.
- 5.18 The Police have approved of the closure.
- 5.19 The Traffic Management Plan is approved.
- 5.20 Council has received evidence of public liability insurance from the applicant.
- 5.21 Council officers recommend that this closure be approved.

### **2015 Nelson Centennial ANZAC Day Parade**

- 5.22 On 6 March 2015, LKM 2014 Limited requested the closure of the following roads for the 2015 Nelson Centennial ANZAC Day Parade on Saturday 25 April (see Attachment 1 for map):
- Halifax Street from Collingwood Street to Trafalgar Street
  - Trafalgar Street from Halifax Street to Elliot Street. Traffic will be detoured along Wainui Street.
- 5.23 ANZAC Day parades have historically been fully managed by the Police and no temporary road closure applications were submitted. This year,

the Police have directed the organisers to apply to Council for temporary road closure approval and a Traffic Management Plan.

- 5.24 Historically, the ANZAC parade route was from Millers Acre Car Park to Halifax Street to ANZAC Park. Because this year is the ANZAC centennial, the parade route will be from Halifax Street adjacent Millers Acre Car Park, to Trafalgar Street, to Trafalgar Lane and into Trafalgar Park.
- 5.25 Council officers placed an advertisement in the Nelson Mail on Saturday 7 March 2015 advising of the proposed closure and asking for feedback by 20 March 2015. The organiser has distributed the advertisement to adjoining properties, notifying them of the event. No feedback has been received to date.
- 5.26 The Police have approved of the closure.
- 5.27 The heavy haulage industry has been notified of the closure via an email group.
- 5.28 A resource consent for noise is not required.
- 5.29 Council officers are liaising with the applicant about the required Traffic Management Plan.
- 5.30 Council officers are pursuing evidence of adequate public liability insurance with the organiser.
- 5.31 Council officers recommend that this closure be approved.

## **6. Options**

- 6.1 In each case Council has two options, either to allow or decline the road closure applications.
- 6.2 Council Officers recommend that all there closures be approved.

## **7. Assessment of Significance against the Council's Significance Policy**

- 7.1 The recommendations outlined in this report are not considered significant in terms of the Council's Significance and Engagement Policy.

## **8. Alignment with relevant Council Policy**

- 8.1 The recommendations outlined in this report are directly aligned to the requirements of:
  - The Local Government Act 1974, Schedule 10, Temporary Prohibition of Traffic;
  - The Local Government Act 2002, Clause 78, Community Views in Relation to Decisions.



- 8.2 Council may wish to consider the applications in the context of the attractiveness and vibrancy they add to Nelson for its residents.

## **9. Consultation**

- 9.1 Council's current temporary road closure procedures enable Council officers to seek the views and preferences of those directly affected by any proposed closure in accordance with Clause 78 of the Local Government Act 2002. Any objections or feedback received will be reported to Council to inform any decisions made to approve the temporary closures or not.

## **10. Inclusion of Māori in the decision making process**

- 10.1 Māori have not been consulted.

## **11. Conclusion**

- 11.1 This report covers three temporary road closures for events in March and April 2015 for approval or not by Council.

Shane Davies  
**Manager Operations**

## **Attachments**

- Attachment 1: Maps of temporary road closures for Nelson Women's Triathlon, YMCA Nelson Youthfest 2015 and 2015 Nelson Centennial ANZAC Parade [A1315938](#)



Figure 1—Closure of Domett Street and Maitai Valley Road for Nelson Women's Triathlon

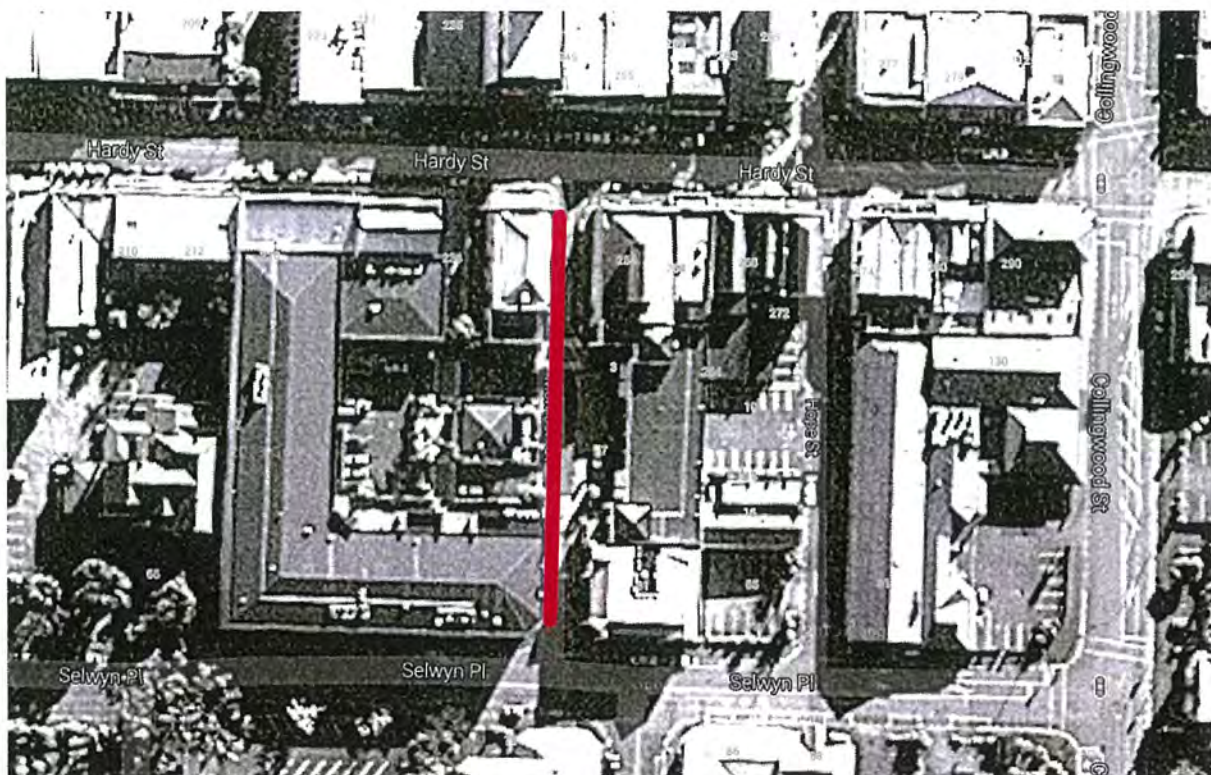


Figure 2—Closure of Morrison Street for YMCA Nelson Youthfest 2015



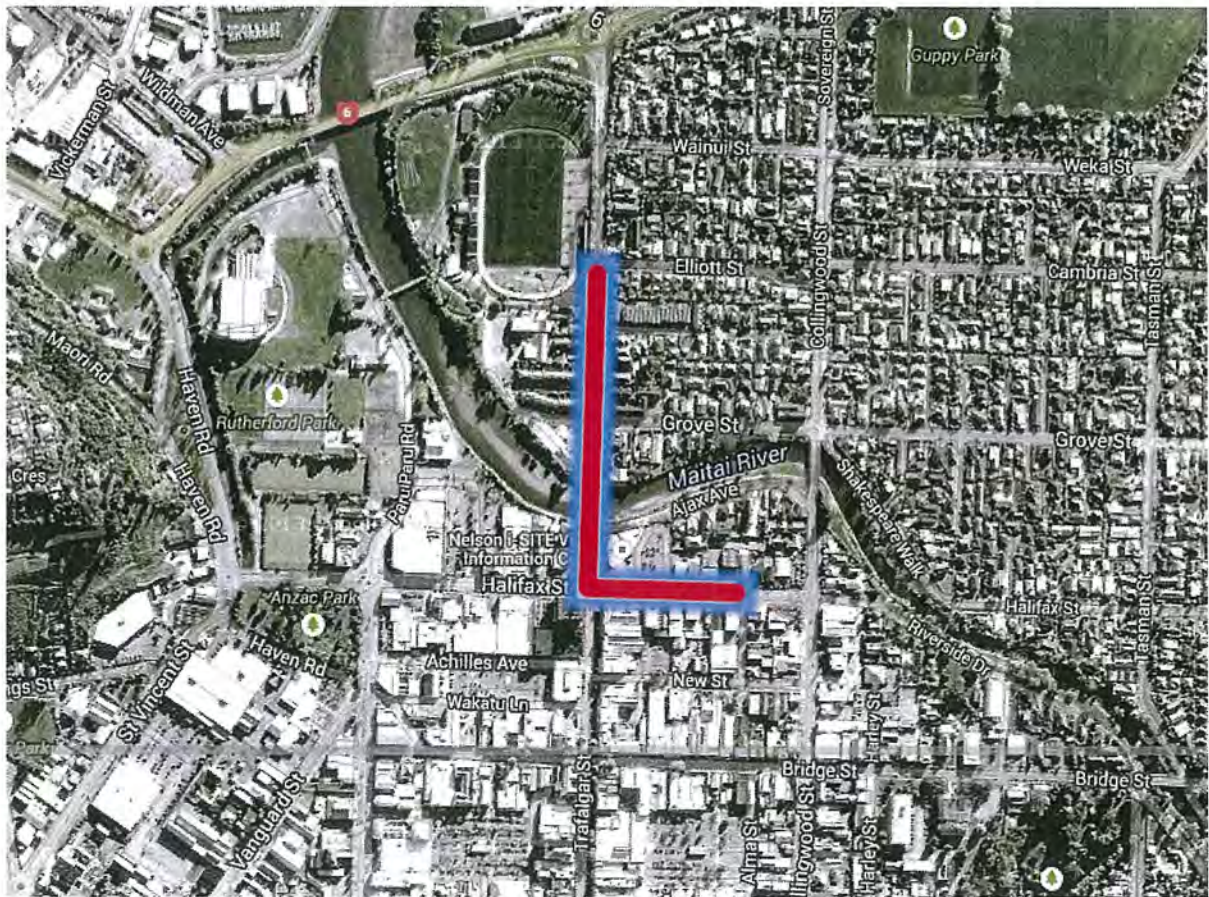


Figure 3—Closure of Trafalgar Street and Halifax Street for the 2015 National Centennial ANZAC Parade

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**Minutes of a meeting of the Planning and Regulatory Committee  
– to hear submissions to the draft Reserves Bylaw**

**Held in the Council Chamber, Civic House, Trafalgar Street,  
Nelson**

**On Thursday 20 March 2014, commencing at 1.02pm**

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Present: Councillor B McGurk (Chairperson), Councillors I Barker, R Copeland, K Fulton, M Lawrey and M Ward

In Attendance: Councillor T Skinner, Manager Environmental Programmes (C Ward), Kaihautū/Acting Manager Community Partnerships (G Mullen), Planning Adviser (D Bradley), Manager Communications (A Ricker), Manager Administration (P Langley), and Administration Adviser (E-J Ruthven)

Apology: Councillor E Davy, and Her Worship the Mayor for lateness.

**1. Apologies**

Resolved

***THAT apologies be received and accepted from  
Councillor Davy, and Her Worship the Mayor for  
lateness.***

McGurk/Lawrey

Carried

**2. Interests**

There were no updates to the Interests Register, and no conflicts of interest with any agenda items were declared.

**3. Confirmation of Order of Business**

There was no change to the order of business.

**4. Hearing of Submitters**

**4.1 Transpower NZ**

Submission number 9, pages 12-17 refer.

Mike Hurley tabled a copy of his presentation (A1161233). He noted his concerns that the draft Bylaw inadvertently captured Transpower's activities, which were governed by National Environmental Standards. He said that it was his belief that the Resource Management Act did not allow bylaws to be more stringent than National Environmental Standards.

He suggested that an exemption for Transpower's activities should be included within clause 11 of the draft Bylaw so as not to prevent the operation, maintenance, development and upgrading of the National Grid, and suggested that this exemption be extended to other utility operators as appropriate.

#### 4.2 Helen Black

Submission number 8, page 11 refers.

Helen Black spoke to her submission, and provided a copy of her presentation (A1161241).

She spoke about her experiences of walking her dog on local tracks, and the interactions she had had with mountain bikers moving at speed on such tracks. She emphasised that tracks within parks and reserves should be able to be safely enjoyed by all users, including walkers. She outlined her concerns that downhill mountain biking was not included within the bylaw, and she suggested that bikers moving at speed should be subject to restrictions.

Ms Black suggested that regulations relating to behavioural expectations within parks and reserves should be included within the bylaw. She added that she would like to see a Council-led forum established for the various users of different parks and reserves to be able to discuss issues and encourage good behaviours.

In response to questions, Ms Black suggested that rules should be provided for users of reserves, and that such rules could be enforced by having officers present on trails. She added that tracks could be classified as for walkers only during particular time periods.

#### 4.3 The Friends of Nelson Haven and Tasman Bay

Submission number 5, pages 6-8 refer.

Helen Campbell spoke to the submission, and explained the additions and deletions to the draft Bylaw proposed by the Friends of Nelson Haven and Tasman Bay.

She suggested that particular activities in reserves should be publicly notified, especially those relating to the mineral belt in reserves near to the city, and those involving the use of firearms, traps, toxins, the planting and removal of vegetation, and the erection of memorials and plaques.

She also noted her concerns that river and riparian plantings located adjacent to shared pathways should not be impacted by any users of such pathways.

In response to a question, Ms Campbell suggested that different activities within reserves should attract varying levels of public notification, from consultation to published public notices, depending on the level of public interest in the activities.

#### 4.4 Jackie McGrath

Submission number 1, page 2 refers.

Jackie McGrath spoke to her submission. She noted the definition of motor vehicles provided in the draft bylaw, queried whether it applied to scooters, mobility scooters and electric bikes which she had encountered on the Railway Reserve.

Ms McGrath spoke about issues she encountered as a beach warden at Tahuna Beach, including camping overnight, dumping of rubbish and vehicles driving on the beach. She noted her concerns regarding clauses 7.1, 9.1 and 13.1 of the draft Bylaw, and queried how these provisions would be enforced with regards to the issues she saw at Tahuna Beach.

In response to questions, Ms McGrath said that high transfer station fees may be linked to the amount of rubbish dumped at reserves. She suggested that taking green waste for lower fees to turn into compost, and providing free rubbish bags from the Council could assist with lessening the amount of rubbish dumped at reserves.

#### 4.5 Brook Valley Community Group

Submission number 6, agenda page 9 refers.

Christopher St Johanser spoke to the submission. He said that activities of downhill mountain bikers in The Brook area were causing concern to The Brook community, that walkers were intimidated by mountain bikers, and consequently were deterred from using tracks. He said that Codgers Track was of particular concern.

He suggested that mountain biking should be a controlled activity within the Parks and Reserves Bylaw, and that Council should regulate and enforce the activities of mountain bikers.

Mr St Johanser outlined his concerns at the development of further mountain biking tracks in The Brook area, and suggested that increased use of mountain bikes had deteriorated the track surfaces, so that it became difficult for walkers to navigate, especially in bad weather.

In response to a question, Mr St Johanser explained his preference for tracks to be delegated for use by walkers or mountain bikers only, rather than for shared use. He emphasised his opinion that Codgers Track should be reserved for walkers.

## 5. Next Steps

Manager Environmental Programmes, Chris Ward, reminded councillors that there currently was no bylaw in place, and therefore no provisions were able to be enforced.

Attendance: Her Worship the Mayor joined the meeting at 2.31pm.

Councillors indicated that they would like to receive further information on the following issues:

- The development of walking and cycling tracks, and how these were approved, and widened;
- Practices in other cities, particularly with regards to conflict between users of shared pathways;
- Options for signage, including whether it was possible to mark particular parts of tracks as “slow zones”.

There being no further business the meeting ended at 2.36pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Nelson Regional Sewerage Business Unit

**Held in Ruma Marama, Civic House, Trafalgar Street, Nelson**

**On Friday 28 November 2014, commencing at 9.04am**

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Present: Councillors M Higgins (Chairperson) and B Dowler (Tasman District Council), and D Shaw (Nelson City Council)

In Attendance: M Hippolite (Iwi Representative), P Wilson (Industry Customers' Representative), Nelson Regional Sewerage Business Unit General Manager (R Kirby), Senior Asset Engineer – Solid Waste (J Thiart), Management Accountant (A Bishop), and Administration Adviser (S McLean)

Apology: Councillor R Copeland

### 1. Apology

Resolved

***THAT an apology be received and accepted from Councillor Copeland.***

Dowler/Shaw

Carried

### 2. Confirmation of Order of Business

There was no change to the order of business.

### 3. Interests

There were no updates to the Interests Register, and no conflicts of interest with agenda items were declared.

### 4. Confirmation of Minutes – 29 August 2014

Document number A1244806, agenda pages 4-9 refer.

Resolved



***THAT the minutes of the meeting of the Nelson Regional Business Sewerage Unit, held on 29 August 2014, be confirmed as a true and correct record.***

Shaw/Dowler

Carried

## **5. Status Report**

Document number A452094, agenda page 10 refers.

The Nelson Regional Sewerage Business Unit (NRSBU) Manager, Richard Kirby, advised that there had been no progress to date on the review of charging mechanisms.

There was discussion on moving the completion of charging mechanisms review to December 2015. It was proposed to have this ready by February 2015. It was pointed out that clarity would be needed on this for the upcoming budget review.

Resolved

***THAT the Status Report – 28 November 2014 (A452094) be received.***

Higgins/Shaw

Carried

## **6. General Manager's Report**

Document number A1269375, agenda pages 11-15 refer.

Richard Kirby summarised the report and tabled pages 6-8 that had not been included with the agenda.

In response to a question, Senior Asset Engineer – Solid Waste, Johan Thiart, clarified that no resource consent was required for accidental discharge through the Tasman District Council Resource Management Plan because it is a prohibited activity. He said that through the Nelson City Council Resource Management Plan, accidental discharge was a discretionary activity so it required a resource consent.

Mr Thiart provided further clarification on using aerators efficiently to save electricity. He said it was a matter of adjusting the volume in the activated sludge area to keep removing sludge. Mr Thiart advised that Nelmac was working on a strategy to reduce power consumption, and that once the aerators could be turned off for longer, energy use would decrease.

There was discussion on koiwi areas of Rabbit Island. Mr Thiart confirmed that the koiwi boundary areas were being increased to protect these areas, and that bio-solid spraying was not conducted near these areas.

Under Item 5.3 in the Table under Section 7 "Review of Action Plan Implementation" in the report, Mr Kirby confirmed that the draft modelling report was still being developed with MWH and Nelmac.

Mr Thiart confirmed that the large one-off decrease in power usage on the Treatment Plant graph (Figure 10.1) was due to taking the operation basin out of use.

Mr Thiart added that the standby pump was now available, resulting in shorter delays for servicing duty pumps in the future.

There was discussion on current power charges, solar power, and power usage during higher rate times. Mr Thiart spoke about dropping the temperature in the first phase of sludge treatment tanks by decreasing aeration in the first tank for 20 minutes of every hour to save power. He said this initiative would likely commence in March 2015 once the C-Train tanks had been refurbished.

Mr Thiart spoke about the review of the interruptible power supply contract, and added that the price had dropped significantly. He advised that the supplier could no longer sustain a fixed price model, but would instead arrange a profit sharing agreement. Mr Kirby said he would be revising this contract.

## **7. The effects of biosolids application at Rabbit Island on the Waimea estuary since biosolids application started in 1996**

Paul Gillespie, of Cawthron Institute, joined the meeting and gave a presentation (A1283443) on biosolids application at Rabbit Island.

Mr Gillespie spoke about management decisions based on categories of good versus bad enrichment. There was discussion about the sewerage outfall onto the Waimea Estuary and the range of enrichment levels in estuaries in general.

Mr Gillespie advised there had been very little sediment build up in the last 20 years, and emphasised that it could not be concluded that this was related to catchment erosion.

In response to a question, Mr Gillespie advised that there were high nickel and chromium readings in the area, and that these metals were bound up and non-toxic. He added that the more concerning metal was arsenic, and that the sources were unknown.

Attendance: The meeting adjourned for morning tea from 10.24am to 10.34am

Mr Thiart advised that the Cawthron Institute were working on a proposal for storm chasing which could be beneficial for the consent renewal. He confirmed that the discharge of biosolids consent expires in approximately three years time.

Mr Thiart spoke about the interpretation of stormwater runoff results by Tasman District Council (TDC), adding that TDC used outlier results. He advised that composite sampling would better show trends and averages. Mr Kirby agreed to look at the Cawthron Institute proposal on evaluating the heavy rain event impacts on the transects, and to report back to the Board with further context at the next meeting.

In response to a question, Mr Thiart advised that faecal coliform testing was not carried out on the bores.

## **8. General Manager's Report cont'd**

With regards to Item 10 of the report, Research Request, it was agreed that this was a low priority for funding. Councillors Dowler and Higgins agreed to advise TDC that the request was not supported by the NRSBU.

Resolved

***THAT the report "General Manager's Report" (A1269375) be received.***

Shaw/Dowler

Carried

## **9. NRSBU Amendment to: Wastewater Asset Management Plan 2014**

Document number A1272788, agenda pages 16-20 refer.

Mr Kirby summarised the report, highlighting that TDC staff had reconsidered wastewater demand predictions and the regional pipeline could now be delayed. He said that the pipeline would remain in the 30 year infrastructure strategy for each council, but would not be reflected in either council's Long Term Plan (LTP).

Mr Kirby clarified that some of the upgrades listed in the LTP table were noted as consent dependant, and replaced the phosphorous and nitrogen removal descriptions that were specifically itemised previously. Management Accountant, Andrew Bishop, added that the potential upgrades would not affect development contributions as they would be related to service levels not growth.

Resolved

***THAT the report NRSBU Amendment to: Wastewater Asset Management Plan 2014 (A1272788) and its attachment (A1270479) be received;***

**AND THAT the amendment of the NRSBU Wastewater Asset Management Plan to reflect the demand projections received from Tasman District Council be approved.**

Dowler/Shaw

Carried

**10. Nelson Regional Sewerage Business Unit Business Plan 2015/16**

Document number A1268612, agenda pages 21-40 refer.

Mr Kirby spoke about the 2015/16 Business Plan, adding that it was required under the Memorandum of Understanding.

It was noted that several dates needed updating on pages 5 and 6 of the Plan. It was agreed that the review of customer contracts would be amended to December 2015.

It was noted that the Three Year Capital Expenditure Forecast table on page 8 of the Plan showed incorrect totals.

Mr Thiart, tabled an updated page 11 (A1283450) with corrected figures.

Mr Thiart spoke about moving sludge from one pond to another to be able to dredge a pond quickly. Mr Kirby added that an optimised solution needed to be found, instead of simply spending money.

In response to a question, Mr Thiart advised that dewatered sludge would either go to landfill, or an alternative use would be found. He added that if the sludge was applied to land, there was a stand down period of two years.

There was discussion on the phrase 'projected loads to 2025 without further significant capital investment' at the bottom of page 4 of the Plan. It was agreed that no change needed to be made as the relevant figures were in a separate report and only covered the next few years.

Resolved

**THAT the Nelson Regional Sewerage Business Unit Business Plan 2015/16 (A1268612) be adopted with minor edits, subject to approval by Nelson City and Tasman District Councils.**

Recommendation to Nelson City and Tasman District Councils

**THAT the Nelson Regional Sewerage Business Unit Business Plan 2015/16 (A1268612) be approved.**

Higgins/Dowler

Carried

## 11. Financial Report

Document number A1263549, agenda pages 41-42 refer.

Management Accountant, Andrew Bishop, summarised the report. He highlighted that the operating expenditure was significantly over budget, due to a lump sum one-off payment under the biosolids renewal contract, the overhaul of duty pumps, and being ahead of schedule on maintenance. Mr Bishop added that the contribution from Nelson City Council (NCC) was understated by \$47k, which changed the year to date contributions variable figure.

It was noted that TDC and the Industrial customers had reduced their contributing load, and it was suggested that the trade waste agreements were resulting in appropriate responses from contributors.

Resolved

***THAT the Nelson Regional Sewerage Business Unit Financial Statement for the period ended 31 October 2014 (A1263549) be received.***

Shaw/Dowler

Carried

Councillor Higgins said that it was encouraging to see a good working relationship between NCC and Nelmac, noting that positive outcomes such as lower costs had resulted.

There was discussion on the review of the Memorandum of Understanding in 2015.

There being no further business the meeting ended at 11.16am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils

**Held in the Council Chamber, Civic House, 110 Trafalgar Street, Nelson**

**On Wednesday 17 December 2014, commencing at 10.05am**

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Present: Her Worship the Mayor of Nelson R Reese (Chairperson), Nelson City Councillors L Acland, I Barker, R Copeland, M Lawrey, B McGurk, P Matheson (Deputy Mayor), G Noonan, P Rainey, T Skinner, and M Ward, His Worship the Mayor of Tasman R Kempthorne (Deputy Chairperson), Tasman District Councillors M Bouillir, J Edgar, B Ensor, M Greening, M Higgins, T King (Deputy Mayor), T Norriss, and P Sangster

In Attendance: Nelson City Council: Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Manager Communications (P Shattock), and Administration Adviser (S McLean)  
Tasman District Council: Chief Executive (L McKenzie)

Apologies: Nelson City Councillor E Davy, Tasman District Councillors J Inglis, Z Mirfin, and S Bryant, and Nelson City Councillors L Acland for lateness and M Lawrey for early departure

### 1. Apologies

Resolved

***THAT apologies be received and accepted from Nelson City Councillor Davy, Tasman District Councillors Inglis, Mirfin, and Bryant, and Nelson City Councillors Acland for lateness and Lawrey for early departure.***

Her Worship the Mayor of Nelson/Norriss

Carried

### 2. Confirmation of Order of Business

There was no change to the order of business.

### 3. Interests

No updates were made to the Interests Register, and no conflicts with items on the agenda were declared.

### 4. Public Forum

There was no public forum.

### 5. Delegations and terms of reference

The delegations and terms of reference were noted by the Committee.

### 6. Exclusion of the Public

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Terry Horne, Liz Richards, Phil Thomason and Peter Millward remain after the public has been excluded, for Item 3 of the Public Excluded agenda Tasman Bays Heritage Trust (TBHT) current review progress presentation, as they have knowledge that will assist the Committee;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that , Terry Horne, Liz Richards, Phil Thomason and Peter Millward possess relates to the current review, which is relevant to TBHT current review progress presentation.***

His Worship the Mayor of Tasman/Her Worship the Mayor of Nelson

Carried

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<b>Tasman Bays Heritage Trust (TBHT) current review progress presentation</b>  This presentation contains information regarding the current review.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
2	<b>Joint Council Controlled Organisation – Matters for the Statements of Expectations</b>  This report contains information regarding Shareholder expectations.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

His Worship the Mayor of Tasman/Her Worship the Mayor of Nelson

Carried

The meeting went into public excluded session at 10.09am and resumed in public session at 12.20pm, during which time Nelson City Councillor Lawrey and Tasman District Councillors King and Edgar left the meeting.

## 7. Re-admittance of the public

Resolved

**THAT the public be re-admitted to the meeting.**

Her Worship the Mayor of Nelson/His Worship the Mayor of Tasman

Carried

## 8. Future of Solid Waste Activity

Tasman Chief Executive, Lindsay McKenzie, advised that both councils had recently adopted a solid waste Memorandum of Understanding. He said that a solid waste agreement would be given effect to in 2015,



and highlighted that the intent was to meet Local Government Act obligations in relation to solid waste service across both districts.

## **9. Proposed Meeting Dates**

It was noted that the proposed meeting dates for 2015 were Tuesday 3 March and Tuesday 3 November.

There being no further business the meeting ended at 12.24pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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**Minutes of a meeting of the Nelson Tasman Civil Defence  
Emergency Management Group**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Wednesday 17 December 2014, commencing at 12.33pm**

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Present: His Worship the Mayor of Tasman R Kempthorne  
(Chairperson), Her Worship the Mayor of Nelson R Reese  
(Deputy Chairperson), Deputy Mayor of Tasman Councillor T  
King, Deputy Mayor of Nelson Councillor P Matheson

In Attendance: Nelson Chief Executive (C Hadley), Tasman Chief Executive  
(L McKenzie), Group Manager Infrastructure (A Louverdis),  
Manager Emergency Management (R Ball), Administration  
Adviser (S McLean)

**1. Apologies**

There were no apologies.

**2. Interests**

No interests with agenda items were declared.

**3. Confirmation of Minutes – 7 October 2014**

Document number A1265545, agenda pages 4-6 refer.

Resolved

***THAT the minutes of the meeting of the Nelson  
Tasman Civil Defence Emergency Management  
Group, held on 7 October 2014, be confirmed as  
a true and correct record.***

His Worship the Mayor of Tasman/King

Carried

**4. Minutes of the Nelson Tasman Civil Defence Emergency  
Management Co-ordinating Executive Group (CEG)  
Meeting – 12 November 2014**

Document number A1273547, agenda pages 7-14 refer.

Resolved

**THAT the minutes of the Nelson Tasman Civil Defence Emergency Management Co-ordinating Executive Group (CEG) meeting held on 12 November 2014, be received.**

Matheson/King

Carried

4.1 Appointment of Alternate Group Controller

Tasman Chief Executive, Lindsay McKenzie, summarised best practice in the appointment of Group Controller, and provided detail on approaches made to staff. He emphasised that a steer was needed from the Group with regards to expectations for Group Controller transitions.

Resolved

**THAT Roger Ball be appointed as Alternate Group Controller under the Civil Defence Emergency Management Act 2002, Section 26, and in accordance with the Nelson Tasman Civil Defence Emergency Management Group Plan 2012, Section 5.6.1, until 30 June 2015, becoming Group Controller effective 1 July 2015.**

**AND THAT Jim Frater be retained as Group Controller until 30 June 2015, and be Alternate Group Controller from 1 July 2015.**

Her Worship the Mayor of Nelson/King

Carried

It was agreed that a letter would be sent to Jim Frater in appreciation of his efforts, time and commitment as Group Controller.

**5. Report of the Emergency Management Office**

Document number A1266174, agenda pages 15-23 refer.

Manager Emergency Management, Roger Ball, presented the report. He highlighted recent staff appointments and advised that Exercise Kaka in September had been successful.

Resolved

**THAT the Report of the Emergency Management Office (A1266174) and its attachment (A1260526) be received.**

Matheson/King

Carried

## 6. Appointment of Alternate Group Controller

Document number A1269214, agenda pages 24-34 refer.

Resolved

***THAT the Appointment of Alternate Group Controller report (A1269214) and its attachment (A1269216) be received.***

Her Worship the Mayor of Nelson/His Worship the Mayor of Tasman

Carried

Her Worship the Mayor of Nelson, unanimously supported by the Group, conveyed her appreciation to the Group Manager Infrastructure and the Emergency Management Office for their dedication and efforts during events that had occurred in 2014.

There being no further business the meeting ended at 12.44pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_  
Chairperson \_\_\_\_\_ Date

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**Minutes of a meeting of the Regional Transport Committee to hear submissions to the draft Nelson Regional Land Transport Plan**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street, Nelson**

**On Tuesday 10 February 2015, commencing at 9.03am**

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**Present:** Councillor E Davy (Chairperson), Her Worship the Mayor R Reese, Councillors R Copeland and B McGurk, and Raewyn Bleakley of the New Zealand Transport Agency

**In Attendance:** Councillors G Noonan and M Lawrey, Peter Hookam of the New Zealand Transport Agency, Group Manager Infrastructure (A Louverdis), Senior Asset Engineer – Transport and Roading (R Palmer), and Administration Adviser (S McLean)

**1. Apologies**

No apologies were received.

**2. Confirmation of Order of Business**

The Chairperson, Councillor Davy, tabled a memo to the Committee (A1310918) and spoke about regional funding from the New Zealand Transport Agency (NZTA).

Attendance: Councillor McGurk joined the meeting at 9.06am.

Her Worship the Mayor commented on the process used to obtain community feedback on the draft Regional Land Transport Plan (RLTP). She emphasised that identifying any conflict of interest in this regard was the responsibility of individual Committee members.

**3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

## **4. Hearing of Submissions**

### **4.1 Vikki Scott**

Ms Scott urged the Committee to reduce the speed limit between Clifton Terrace School and Nelson to 70 kilometres per hour to improve safety in the area. She spoke about noise pollution on that stretch of road due to chip seal and suggested that asphalt be used. Ms Scott suggested that a car-width centre lane be created for cars turning into driveways etc. and that the double lanes heading towards Atawhai be removed.

### **4.2 Bill Gilbertson, Nelson Tasman Cycle Trails Trust**

Mr Gilbertson said it was crucial that cyclists be represented in the RLTP and that Nelson should be built up as a cycle friendly city. Mr Gilbertson spoke on cycling and its link to tourism and the Great Taste Trail. He said that the challenge was for Council to link existing cycleways.

Mr Gilbertson spoke about the Rocks Road walking/cycling esplanade proposal and emphasised that it needed to be useable by everyone and created with future capacity in mind. He suggested that Council should look at alternatives such as a design and build scenario due to the high costs involved.

### **4.3 Lindsay Wood**

Mr Wood tabled and read from a document (A1311856). He raised concerns about climate change and greenhouse gases, and suggested that the draft RLTP neglected these important areas.

Mr Wood tabled a book titled The Sixth Extinction (A1317217) and a written offer of professional support (A1311991) towards the development of the RLTP.

### **4.4 Peter Olorenshaw, Nelsust Inc**

Mr Olorenshaw spoke about congestion on Rocks Road. He said that a comparison could not be made between high car registration levels and an increase in traffic. Mr Olorenshaw suggested that Council should have a balance between roading and active transport. He also said that development along Rocks Road should be seen as a traffic and roading improvement.

Mr Olorenshaw spoke about the Southern Link, and highlighted that forecasts had shown it was not a priority in terms of reaching capacity or improving the economy, therefore the consequences were not justified.

Attendance: The meeting adjourned for morning tea from 9.49am to 10.03am.

4.5 John Gilbertson, Nelson Branch of the NZ Motel Association

In Mr Gilbertson's absence, his notes were tabled (A1312193) and councillors read through these.

4.6 Ken Beckett

Mr Beckett stressed that no funding should be allocated to Rocks Road development until the NZTA had made a decision on the Southern Link. He suggested that the RLTP could be amended at a later date once that decision had been made.

Mr Beckett spoke about a recent news article about the NZTA tendering for design for the Southern Link, which made it seem as though the project had started. He highlighted that this information was not available at the time of forming the draft RLTP.

Mr Beckett spoke about procedures that the Committee had used and raised concerns about their legality. He said that the memo tabled by Councillor Davy at the start of the meeting should have focussed on the Land Transport Management Act 2003, and had provided important information to submitters after consultation had closed.

In response to comments by councillors, Councillor Davy advised that the draft RLTP was put to the Council to approve it being sent to the NZTA, and that the Council did not have any discussion on the content of the draft RLTP.

4.7 Mike Thomas, Tahunanui Business Association Inc.

Mr Thomas raised concern about the removal of parking in Tahunanui. He said that clearways should be removed in the area, and that there were still traffic problems in places like Tahunanui Drive and Muritai Street.

Councillor Davy said that there were three years left on a four year agreement to enable Council to work on parking in the area. He said that clearways could be assessed once the agreement had expired.

4.8 Chris Allison, Bicycle Nelson Bays

Mr Allison spoke about the need for an integrated transport plan which focussed on the interconnectivity of different modes of transport. He highlighted that the increase in funding for walking and cycling did not impact other modes of transport as there was still a larger proportion of funding allocated for roading.

Mr Allison suggested that the future challenges of Nelson would be to ensure economic viability and attract young people, meaning that roads may be a lower priority in the future. He said that a walking and cycling strategy should not be prepared in isolation and needed to be considered within an overarching framework.

4.9 Paul Anderson, Waimea Road Business & Resident Association Inc

Mr Anderson said that Waimea Road was structurally unsuitable for use as an alternative highway. He showed support for the Southern Link, and added that the 'do nothing' projects that were in the Southern Link area should not have been included in RLTP.

Mr Anderson spoke about Waimea Road becoming an economic hub, and said he supported a separate cycleway alongside the Southern Link.

4.10 Allan Kneale, New Zealand Automobile Association

Mr Kneale tabled and read from a document (A1311427). He summarised concerns about the correctness of population growth figures, and detailed the projects that were supported by the New Zealand Automobile Association.

Councillor Davy thanked submitters for their contribution.

Councillor Davy asked councillors to list any items that should be brought back to the Committee through the deliberations report. Responses were:

- Detail on the Atawhai Drive speed limit, how had discussions with NZTA progressed
- An update on the walking and cycling strategy
- Details on Waimea Road as a 'living' arterial route
- Clarification on population statistics in the RLTP
- Details on the NZTA evaluation manual and analysis, and the 'do minimum' option, in relation to the Waimea Road projects
- Reference to climate change and emissions added to the draft RLTP
- Clarification on the relationship between vehicle registration numbers and traffic levels
- Detail on the data anomalies referred to in Lindsay Wood's submission (No. 23)
- Detail on the procedural concerns in Ken Beckett's submission (No. 16)
- Any information and advice that was provided direct to submitters by Council officers

There being no further business the meeting ended at 10.57am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date



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## Minutes of a meeting of the Works and Infrastructure Committee

Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson

On 12 February 2015, commencing at 12.15pm

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Present: Councillor E Davy (Chairperson), Her Worship the Mayor R Reese, Councillors L Acland, I Barker, R Copeland, M Lawrey, B McGurk, G Noonan, P Rainey, T Skinner, and M Ward

In Attendance: Group Manager Infrastructure (A Louverdis), Senior Asset Engineer - Solid Waste, (Johan Thiart), Manager Administration (P Langley), and Administration Adviser (F O'Brien)

### 1. Apologies

No apologies were received.

### 2. Confirmation of Order of Business

Councillor Davy advised that agenda item 8 "Maitai Path - Collingwood St to Nile St – Design change" had been removed from the agenda as additional information was required.

### 3. Interests

There were no updates to the Interests Register, and no interests with agenda items were declared.

### 4. Public Forum

There were no public forum presentations.

### 5. Confirmation of Minutes – 27 November 2014

Document number A1283438, agenda pages 7-15 refer.

Resolved

***THAT the minutes of a meeting of the Works and Infrastructure Committee, held on 27 November 2014, be confirmed as a true and correct record.***

Davy/Noonan

Carried

**6. Status Report - Works and Infrastructure  
12 February 2015**

Document number A1150321, agenda page 16 refers.

Resolved

***THAT the Status Report – Works and Infrastructure 12 February 2015 (A1150321) be received.***

Davy/Lawrey

Carried

**7. Chairperson's Report**

There was no Chairperson's report.

**TRANSPORT AND ROADING**

**8. Bridge Street Upgrade Stage II**

Document number A1237706, agenda pages 17-21 refer.

Group Manager Infrastructure, Alec Louverdis presented the report. Regarding stage two dealing with white-lighting, councillors requested a clearer idea of what this was to look like. Mr Louverdis suggested working with a small group of councillors to establish requirements and provide feedback to Canopy NZ Ltd who were designing the upgrade. He also clarified that the latest lighting technology would be used to reduce maintenance costs and that the proposed sculptural lighting feature would be re-assessed following lighting implementation.

Her Worship the Mayor expressed concern about the diminished budget, stating that it was no longer possible to deliver the expectations of the community and that a permanent solution was required.

Resolved

***THAT the report Bridge Street Upgrade Stage II (A1237706) and its attachment (A1257824) be received;***

***AND THAT approval is given to commence stage II of the upgrade with priority given to the provision of white light under the existing verandahs followed by lighting in Alma and Fiddle Lanes with the aim of completing works in the 2014/15 financial year;***

**AND THAT the appointment of Canopy NZ Ltd be extended to progress this work.**

Lawrey/Noonan

Carried

## **SOLID WASTE**

### **9. Draft Solid Waste Asset Management Plan 2015-2025**

Document number A1306786, agenda pages 30-131 refer.

Senior Asset Engineer - Solid Waste, Johan Thiart presented the plan. Mr Louverdis clarified that the Plan was an update and that as it was linked to the Long Term Plan (LTP) 2015-2025 it would return again for final approval once the LTP was approved.

Resolved

**THAT the report Draft Solid Waste Asset Management Plan 2015-2025 (A1306786) and its attachment (A1300889) be received.**

Davy/Lawrey

Carried

In answer to a query about the reference to the Waste Stabilisation Fund on page 109, Mr Thiart clarified that a policy would be developed for the Fund.

Recommendation to Council

**THAT the Draft Solid Waste Asset Management Plan 2015-2025 be adopted as the version to inform the Long Term Plan 2015-2025.**

Davy/Barker

Carried

## **PUBLIC EXCLUDED BUSINESS**

### **10. Exclusion of the Public**

Recommendation

**THAT the public be excluded from the following parts 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 are as follows:***

<b>Item</b>	<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Particular interests protected (where applicable)</b>
<b>1</b>	<p><b>Works and Infrastructure – Public Excluded – 27 November 2014</b></p> <p>These minutes confirm the minutes of 16 October 2014 and also contain information regarding:</p> <p>Port Nelson Road Stopping</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> <li>• Section 7(2)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

The meeting went into public excluded session at 1.00pm.

- Please note that as the only business transacted in public excluded was to confirm the minutes, this business has been recorded in the public minutes. In accordance with the Local Government Official Information and Meetings Act 1987, no reason for withholding this information from the public exists.

## 11. Confirmation of Minutes – 27 November 2014

Document number A1283447

Recommendation

***THAT the minutes of part of the meeting of the Works and Infrastructure Committee, held with the public excluded on 27 November 2014, be confirmed as a true and correct record.***

Davy/Lawrey

Carried

There being no further business this part of the meeting ended at 1.03pm.

## 12. Re-admittance of the public

Recommendation

***THAT the public be re-admitted to the meeting.***

Davy/Lawrey

Carried

Attendance: The meeting resumed in public session at 1.03pm and there being no further business the meeting ended at 1.03pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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**Minutes of a meeting of the Planning and Regulatory Committee**

**Held in the Council Chamber, Civic House, 110 Trafalgar St,  
Nelson**

**On 19 February 2015, due to commence at 9.00am**

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Present: Councillors B McGurk (Chairperson), M Lawrey, M Ward and  
Glenice Paine.

In attendance: Group Manager Strategy and Environment (C Barton),  
Manager Administration (P Langley), and Administration  
Adviser (F O'Brien)

Apologies: Her Worship the Mayor, Councillors I Barker, R Copeland and  
E Davy for lateness

**1. Meeting lapse due to lack of quorum**

In accordance with Standing Order 3.5.1, no quorum was present  
within 10 minutes of the meeting. Therefore the meeting lapsed.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Regional Transport Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Wednesday 25 February 2015, commencing at 9.01am**

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Present: Councillor E Davy (Chairperson), Her Worship the Mayor R Reese, Councillors R Copeland (Deputy Chairperson) and B McGurk, and R Bleakley (NZTA)

In Attendance: Planning and Investment Manager NZTA (P Hookam), Group Manager Infrastructure (A Louverdis), Senior Asset Engineer – Transport and Roading (R Palmer), Engineering Adviser (S McAuley), Asset Engineer – Transport (C Pawson), and Administration Adviser (S McLean)

### **1. Apologies**

No apologies were received.

### **2. Confirmation of Order of Business**

The Chairperson advised that the Regional Transport Committee minutes from 10 February 2015 (Item 4) would not be confirmed at the meeting.

### **3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

### **4. Chairperson's Report**

Document number A1313561, agenda page 9 refers.

Resolved

***THAT the Chairperson's Report (A1313561) be received and the contents noted;***

***AND THAT the offer of professional support from Lindsay Wood (Submission 23 to the draft Regional Land Transport Plan) be declined.***

Davy/McGurk

Carried

## **5. Analysis of Submissions on the Regional Land Transport Plan 2015-2021**

Document number A1312774, agenda pages 10-52 refer.

### **5.1 Update on Further Information Requested**

The Chairperson advised that the New Zealand Transport Agency (NZTA) was planning to review intersections and speed limits on Atawhai Drive within the next three years.

It was agreed that a copy of the Transport Asset Management Plan would be provided to Committee members.

In response to a question, it was advised that the Regional Land Transport Strategy would be expiring and would not be renewed.

With regards to the Liveable Arterial project, there was support for this to be brought back to the Committee in future, along with indicative budget detail.

In response to questions, Senior Asset Engineer – Transport and Roading, Rhys Palmer, said that it was often the case that levels of service for side roads were affected by arterial routes. Some concern was raised about this potential compromise for residential areas.

Her Worship the Mayor asked Council officers to provide detail on the classification of the Market Road/Boundary Road and Ridgeway/Waimea Road intersections.

The Committee agreed that further detail on Waimea Road was required at a future Committee meeting.

Mr Palmer pointed out that the population statistics referred to in 4.1.9 of the officer report would be impacted by recent information received from Statistics New Zealand. He said this information would be sent to councillors in due course.

### **5.2 Individual Submissions**

#### **Submission 1 – Feliana McKenzie**

The Committee agreed with the recommendations in the officer report.

#### **Submission 2 – National Council of Women**

The Committee agreed with the recommendations in the officer report.

#### **Submission 3 – Steve Hawke**

The Committee agreed with the recommendation in the officer report. It was agreed the submitter's comments would be referred to the Nelson Airport and that the response to the submitter would note this.



There was discussion on a review of the bus service. Mr Palmer advised that the last review was carried out in late 2013 and would not be done again for a number of years.

#### Submission 4 – Atawhai Safety Group

The Committee agreed with the recommendation in the officer report.

#### Submission 5 – Vikki Scott

The Committee agreed with the first and second recommendations in the officer report. It was noted that the response to the submitter should state that the matters had been referred to NZTA for consideration.

It was agreed that the third request about using chip seal, would be accepted in part and referred to NZTA for a response.

There was discussion on road treatments and how the type of treatment used was determined based on its estimated life. The Committee asked that NZTA provide further details on the analysis used to establish the life of roading treatments.

#### Submission 6 – Federated Farmers

The Committee agreed with the recommendations in the officer report.

#### Submission 7 – Warwick Rogers

The Committee agreed with the recommendations in the officer report. It was agreed that detail on timing of the Quarantine Road roundabout project would be included in the response to the submitter.

#### Submission 8 – Keith Morrison

The Committee agreed with the recommendations in the officer report. It was agreed that the response to the submitter would explain that increasing the number of bus routes had replaced the need to increase the frequency of the service.

Mr Palmer advised that the number of bus shelters were expected to increase in future years. It was agreed that the response to the submitter should include detail on the budget for bus shelters and the process for assessing the need for additional shelters.

#### Submission 9 – Charmian Koed

The Committee agreed with the recommendation in the officer report.

#### Submission 10 – Sara Cooper

The Committee agreed that the request regarding expenditure on public transport should be accepted in full.

#### Submission 11 – Tasman District Council

The Committee noted the update for Submission 11 provided in the officer report.

#### Submission 12 – Cycle Trails Trust

The Committee agreed that the request about cycling infrastructure would be considered later in the meeting as part of the decision on the Rocks Road Walking and Cycling Package.

#### Submission 13 – Ali (Surname not provided)

The Committee agreed with the recommendations in the officer report.

#### Submission 14 – Nelsust

The Committee agreed with recommendations for decisions 1-4, 6-8, and 10 in the officer report.

It was agreed that the request to add a Travel Demand Management Project would be rejected.

It was agreed that the request to improve the NBus service would be accepted in part.

It was agreed that the request to place more emphasis in the Regional Land Transport Plan (RLTP) on reducing pollution would be accepted in part and it would be indicated that a number of initiatives were to take place in this area.

#### Submission 15 – Waimea Road Business and Residents Association

It was agreed that the request to remove references to increasing the capacity of Waimea Road, would be accepted in full.

It was agreed that the response to the submitter would include details on the constant review and monitoring of traffic numbers on Waimea Road. It was also suggested that the submitter response include details on how to submit to the Long Term Plan regarding a living arterial project.

There was discussion on Waimea Road. It was agreed that officers would provide further information on Waimea Road at a future meeting so that the Committee could investigate competing needs and pressures.

It was agreed to accept in part the request to include a new project in the RLTP to enhance Waimea Road.

The Committee agreed with the remaining recommendations in the officer report.

Submission 16 – Ken Beckett

The Committee agreed with the recommendations in the officer report.

Submission 17 – Tony Small

The Committee agreed with the recommendation in the officer report.

Submission 18 – Bicycle Nelson Bays

It was agreed that the first request about Rocks Road would be considered later in the meeting as part of the decision on the Rocks Road Walking and Cycling Package.

The Committee agreed with the remaining recommendations in the officer report.

In response to a question, Mr Palmer agreed that climate change would be on the agenda at a future joint Regional Transport Committee meeting.

Submission 19 – NZ Motel Association

The Committee agreed with the recommendations in the officer report.

Submission 20 – Tahunanui Business Association

The Committee agreed with the recommendations in the officer report.

Submission 21 – New Zealand Transport Agency

The Committee agreed with the recommendations in the officer report.

Submission 22 – Bus and Coach Association New Zealand

The Committee agreed with the recommendations in the officer report.

Submission 23 – Lindsay Wood

The Committee agreed with the recommendations in the officer report.

In response to questions about climate change, it was suggested that page 30 of the RLTP could be updated to align with the information provided in Attachment 1 of the officer report. It was also suggested that climate change be referenced in the RLTP, instead of only references to adverse weather conditions.

Submission 24 – New Zealand Automobile Association

The Committee agreed with the recommendations in the officer report.

Attendance: The meeting adjourned from 10.57am to 10.58am, and then from 10.59am to 12.06pm.

### 5.3 Significant Committee Decisions

#### Decision 1 – Rocks Road Walking and Cycling Package

It was agreed that work on the Rocks Road Walking and Cycling Package would not be delayed until after the Southern Link had been investigated. The Committee noted that the two projects were complementary and that any timing impacts could be dealt with as variations to the RLTP if necessary.

#### Decision 2 – Rai Saddle Second Curve Realignment

It was agreed that the Rai Saddle Second Curve realignment project would be retained as priority two in the list of Agreed Top of the South Significant Activities.

#### Decision 3 – Timeframe for R Funding

It was agreed that there was no reason to seek an extension to R funding timeframes at this stage.

#### Decision 4 – Walk Cycle Schools Package

It was agreed that the Walk Cycle Schools Package remain as priority four in the list of Agreed Top of the South Significant Activities.

#### Decision 5 – Bus Fares

It was agreed the focus would remain on increasing the number of bus routes, and no change would be made to bus fares. Mr Palmer provided detail on modelling of various bus fare scenarios. It was agreed that the Committee would look into bus fares within the next 12 months, and that this would be signalled in the RLTP.

Mr Palmer advised that a review of bus fares could be undertaken, but any changes to NZTA contributions could not be requested until 2018 when the RLTP was next reviewed. He added that the draft RLTP was already asking NZTA for an additional \$170,000 towards extending bus service routes.

It was suggested that Council could front fund a reduction in fares during the 2015-18 period and recover a subsidy from NZTA if the business case showed this was warranted.

The Committee agreed the current focus of the bus system was to improve service coverage without increasing the cost to the community.

#### Decision 6 – Rocks Road

It was agreed no change would be made to the budget for the Rocks Road redevelopment project.

Resolved

**THAT the report Analysis of Submissions on the Regional Land Transport Plan (A1312774) and its attachments (A1316962 and A1317051) be received;**

**AND THAT the Nelson Regional Land Transport Plan 2015-2021 be amended to reflect the Committee's decisions on submissions.**

Davy/Bleakley

Carried

Recommendation to Council

**THAT the Draft Nelson Regional Land Transport Plan 2015-2021, as amended to reflect the Regional Transport Committee's decision on submissions, be adopted.**

Davy/McGurk

Carried

There being no further business the meeting ended at 12.40pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Community Services Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 26 February 2015, commencing at 9.00am**

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Present: Councillor P Rainey (Chairperson), Her Worship the Mayor R Reese, Councillors G Noonan (Deputy Chairperson), R Copeland, M Lawrey, P Matheson, T Skinner, and M Ward

In Attendance: Councillor B McGurk, Group Manager Community Services (C Ward), Senior Strategic Adviser (N McDonald), Group Manager Corporate Services (N Harrison), Team Leader Service Delivery (S Fry), Parks and Facilities Asset Planner (A Petheram), Manager Administration (P Langley), and Administration Adviser (F O'Brien)

Apology: Councillor Lawrey for early departure

### 1. Apology

Resolved

***THAT an apology be received and accepted  
from Councillor Lawrey for early departure.***

Rainey/Lawrey

Carried

### 2. Confirmation of Order of Business

***THAT the item regarding Request for Funding to Pilot Extended Library Opening Hours be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable timely consideration of the extension of library opening hours.***

Rainey/Lawrey

Carried

The Chairperson advised that item 9 - Maitai/Mahitahi Walkway – Request for Name Change would be dealt with following item 6 the Chairperson's Report. He also advised that the late item Request for Funding to Pilot Extended Library Opening Hours would be dealt with as the last report.

### 3. Interests

There were no updates to the Interests Register and no conflicts with items on the agenda were declared.

### 4. Public Forum

#### 4.1 Maitai Walkway – Request for Name Change

Derek Nees, on behalf of the Royal New Zealand Returned Services' Association (RSA), spoke in support of a name change to the Maitai Walkway. Mr Nees thanked Councillor Barker for his support and thanked Council for its consultation with the Nelson RSA.

Attendance: Councillor Copeland joined the meeting at 9.15am.

Mr Nees stated that the renaming would be a fitting memorial to recognise those who fought in the war and their families.

In answer to a question regarding when the next Charter Parade would take place, Mr Nees said that it would take place later this year.

#### 4.2 Events Strategy

Steve Cross gave a presentation (A1323903).

In answer to a request to clarify the term "positive community outcome", Mr Cross stated that this was difficult to measure but that community involvement was a vital component.

In answer to a question regarding the Long Term Plan, Mr Cross highlighted the positive focus on the Economic Development Agency and tourism.

### 5. Confirmation of Minutes - 4 December 2014

Document number A1285963, agenda pages 8-19 refer.

Resolved

***THAT the minutes of a meeting of the Community Services Committee, held on 4 December 2014, be confirmed as a true and correct record.***

Rainey/Matheson

Carried

**6. Status Report - Community Services Committee  
26 February 2015**

There was no status report.

**7. Chairperson's Report**

The Chairperson provided a verbal report and spoke about the Cricket World Cup (CWC) and Closed Circuit Television (CCTV). Regarding the CWC, he mentioned that he would be looking into the occurrence of empty seats at the sold out games. He noted the importance of Nelson hosting the CWC and the recognition that Nelson was now considered viable for world class games. He also noted the need to develop cricket support in Nelson.

Regarding CCTV in Victory Square, the Chairperson noted that staff had held discussions regarding a proposal and that the Canterbury Community Trust (CCT) had met to consider this during the week. Camera specifications and positioning had been discussed and installation was to begin immediately if funding was received from the CCT.

Attendance: Her Worship the Mayor left the meeting at 9.28am.

**8. Maitai/Mahitahi Walkway – Request for Name Change**

Document number A1294754, agenda pages 31-36 refer.

Parks and Facilities Asset Planner, Andrew Petheram, presented the report.

He stated that the Nelson Historical Society and iwi did not support the suggested name change and that there was funding available for an interpretation panel to be installed. A suggestion was made to consult with iwi regarding their concerns.

In answer to a question about a timeline for an interpretation panel, Mr Petheram clarified that work on this could commence immediately.

Resolved

**THAT the report Maitai/Mahitahi Walkway – Request for Name Change (A1294754) and its attachments (A1284543 and A1298490) be received;**

**AND THAT the Maitai/Mahitahi Walkway retain its current name and not be renamed 'Anzac Walkway';**



**AND THAT an interpretation panel is installed at a suitable location funded by the Nelson 2000 Trust.**

Copeland/Ward

Carried

**9. Acquisition of Land for the Maitai/Mahitahi Walkway**

Document number A1303458, agenda pages 20-26 refer.

Resolved

**THAT the report Acquisition of Land for the Maitai/Mahitahi Walkway (A1303458) and its attachment (A1304246) be received.**

Lawrey/Rainey

Carried

Recommendation to Council

**THAT Council approve the issue of a Notice of Intention to take the freehold interest in 45m<sup>2</sup> of land comprised in Computer Freehold Register NL18/19 for a shared cycleway and pedestrian walkway, and requests the Governor General execute a proclamation taking the land and vesting it in Council for such purpose, pursuant to the Public Works Act 1981;**

**AND THAT Council, by resolution, declares the land to be a reserve within the meaning of the Reserves Act 1977 to be held for local purpose (esplanade) reserve following the completion of the compulsory acquisition process.**

Copeland/Ward

Carried

**10. Botanicals Easement for Purposes of Electricity Supply**

Document number A1302735, agenda pages 27-30 refer.

Resolved

**THAT the report Botanicals Easement for Purposes of Electricity Supply (A1302735) and its attachment (A1304287) be received.**

Noonan/Ward

Carried

Recommendation to Council

**THAT the easement in favour of Network Tasman Limited shown as area "A" on Title Plan**

***LT472426 be granted pursuant to section 48 of the Reserves Act 1977;***

***AND THAT all legal costs be incurred by Network Tasman in this matter.***

Noonan/Ward

Carried

## **11. Request for Funding to Pilot Extended Library Opening Hours**

Team Leader Service Delivery, Sarah Fry, and Manager Libraries Ian Littleworth presented the report.

In answer to a query, Ms Fry clarified that additional funding for staffing would only be required this financial year. The following years would be covered as part of the Long Term Plan. Ms Fry clarified that opening hours with Community Corner would be discussed with those involved following the outcome of this meeting.

Councillors noted that the library was a valuable asset and that extended opening hours would greatly benefit the community.

Resolved

***THAT the report Request for Funding to Pilot Extended Library Opening Hours (A1309814) be received.***

Lawrey/Ward

Carried

*Recommendation to Council*

***THAT funding of \$7,500 from other operational savings is approved to extend Saturday opening hours for the Elma Turner Library from early April to the end of June 2015.***

Rainey/Lawrey

Carried

## **12. Youth Council**

### **12.1 Nelson Youth Council Update**

Youth Councillors Carla Lindley and Ryan McManus provided an update on Youth Council activities.

Ms Lindley spoke about the stories created by the Youth Council for Heritage Week. She also mentioned attending a Masked Parade debrief, the Youth Council induction process and involvement in volunteering at the Cricket World Cup events.

In answer to a query regarding the Youth Council evaluation forms, Group Manager Chris Ward clarified that he was happy to make these evaluation forms available.

Attendance: Her Worship the Mayor returned to the meeting at 9.48am.

## 12.2 Youth Council Minutes 23 October 2014

Document number A1265271, agenda pages 37-41 refer.

Resolved

***THAT the minutes of a meeting of the Nelson Youth Council, held on 23 October 2014, be received.***

Rainey/Skinner

Carried

## 13. Exclusion of the Public

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<b>Community Services – Public Excluded – 4 December 2014</b>  These minutes confirm the contain information regarding:  Stoke Community and Sports Facility  Property Purchase	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	Granting new Community Leases		
2	<b>Community Lease</b>  This report contains information regarding the terms of a community lease.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	<ul style="list-style-type: none"> <li>Section 7(2)(h) To carry out commercial activities</li> <li>Section 7(2)(i) To carry out negotiations</li> </ul>

Attendance: Councillor Lawrey left the meeting at 9.51am.

Rainey/Matheson

Carried

The meeting went into public excluded session at 9.51am, during which time Councillor Ward left the meeting, and resumed in public session at 10.04am.

#### 14. Re-admittance of the Public

Resolved

***THAT the public be re-admitted to the meeting.***

Rainey/Noonan

Carried

There being no further business the meeting ended at 10.05am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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**Minutes of a meeting of the Chief Executive Employment Committee**

**Held in Ruma Ana, Civic House, 110 Trafalgar Street, Nelson**

**On Thursday 26 February 2015, commencing at 2.05pm**

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Present: Her Worship the Mayor R Reese and Councillor P Matheson

In Attendance: External Adviser to the Chief Executive Employment Committee (P Bell), Chief Executive (C Hadley), and Administration Adviser (G Brown)

Apology: Councillor L Acland

**1. Apology**

Resolved

***THAT an apology be received and accepted from Councillor Acland.***

Her Worship the Mayor/Matheson

Carried

**2. Confirmation of Order of Business**

There was no change to the order of business.

**3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

**4. Public Forum**

There was no public forum.

**5. Confirmation of Minutes – 21 November 2014**

Document number A1280524, agenda pages 5-8 refer.

Resolved

**THAT the minutes of the meeting of the Chief Executive Employment Committee, held on 21 November 2014, be confirmed as a true and correct record.**

Her Worship the Mayor/Matheson

Carried

## **6. Exclusion of the Public**

Resolved

**THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Paul Bell remain after the public has been excluded, for Item 4 of the Public Excluded agenda (Chief Executive Reporting on Progress against KPI's and Quarterly Staff Statistics), as he has knowledge that will assist the Council;**

**AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Paul Bell possesses relates to performance and remuneration review methods, which is relevant to the Chief Executive's performance and remuneration review, and make recommendations to Council.**

Resolved

**THAT the public be excluded from the following parts 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 are as follows:**

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<b>Chief Executive Employment Committee Minutes – Public Excluded – 21 November 2014</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> </ul>
2	<b>Chief Executive Reporting on Progress against KPIs and Quarterly Staff Statistics</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> </ul>

Her Worship the Mayor/Matheson

Carried

The meeting went into public excluded session at 2.07pm and resumed in public session at 3.24pm.

## 7. Re-admittance of the Public

Resolved

**THAT the public be re-admitted to the meeting.**

Her Worship the Mayor/Matheson

Carried

There being no further business the meeting ended at 3.24pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Governance Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On 3 March 2015, commencing at 9.02am**

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Present: Councillor I Barker (Chairperson), Her Worship the Mayor Rachel Reese, Councillors L Acland (Deputy Chairperson), E Davy, B McGurk, P Matheson, G Noonan, Mr J Murray and Mr J Peters

In Attendance: Chief Executive (C Hadley), Youth Councillor (A Patterson), Group Manager Corporate Services (N Harrison), Group Manager (Chris Ward), Senior Strategic Adviser (Nicky McDonald), Manager Administration (P Langley) and Administration Adviser (F O'Brien)

Apologies: Councillors Fulton and Rainey

### 1. Apologies

Resolved

***THAT apologies be received and accepted from Councillors Fulton and Rainey.***

Acland/Davy

Carried

### 2. Confirmation of Order of Business

***THAT the item regarding the Transfer of Delegated Authority to Council be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable a timely decision to be made with respect to the Development Contributions Policy 2015.***

Barker/Davy

Carried



The Chairperson advised the late item titled Transfer of Delegated Authority to Council was to be dealt with first. This referred the draft Development Contributions Policy to Council therefore item 9 would not be dealt with at this meeting.

### **3. Transfer of Delegated Authority to Council**

Document number A303404, late item refers.

In answer to a query, Chief Executive Clare Hadley, confirmed that the draft Development Contributions Policy needed to be consulted on as part of the Long Term Plan 2015 consultation.

Resolved

***THAT the report Transfer of Delegated Authority to Council (A1323404) be received;***

Barker/Noonan

***AND THAT the Governance Committee refer the item regarding Draft Development Contributions Policy 2015 to Council.***

Acland/McGurk

Carried

### **4. Interests**

There were no updates to the Interests Register and no interests with agenda items were declared.

### **5. Public Forum**

There was no public forum.

### **6. Confirmation of Minutes – 4 December 2014**

Document number A1285209, agenda pages 7-19 refer.

Resolved

***THAT the minutes of a meeting of the Governance Committee, held on 4 December 2014, be confirmed as a true and correct record.***

McGurk/Peters

Carried

### **7. Status Report – Governance Committee 3 March 2015**

There was no status report.

## 8. Chairperson's Report

There was no Chairperson's report.

## 9. Endorsement of Sister City Trip to China

Document number A1312069, agenda pages 20-21 refer.

Manager Administration, Penny Langley, presented the report.

In answer to a query, Ms Langley clarified that the purpose of the Mayoral visits to sister cities was to maintain and enhance sister city relationships. Councillors added that this was a valuable conduit to progress trade.

Group Manager Community Services, Chris Ward, noted that Nelson was already seeing the benefits of previous visits. These included the number of Chinese students at Nelson Marlborough Institute of Technology, trade links with Cawthron Institute as well as socio-cultural benefits.

Resolved

***THAT the report Sister City Trip to China (A1312069) be received;***

Davy/McGurk

Carried

***AND THAT Her Worship the Mayor and Chief Executive, Clare Hadley's, travel to China in April 2015 be endorsed.***

Davy/McGurk

Carried

Her Worship the Mayor stated that she weighed the costs and value of sister city trips carefully. She noted the importance of attending the 20 year sister city anniversary in Huangshi and development of the fledgling relationship with Yangjiang. Councillors discussed the new airline route, establishing Huangshi as a direct gateway into China and the importance of Nelson as a sister city.

In answer to a query regarding Nelson businesses joining delegate visits, Mr Ward clarified that the Economic Development Agency worked to represent local business in this regard.

## 10. Subcommittee Chairpersons and Delegations

Document number A1314259, agenda pages 22-27 refer.

Manager Administration, Penny Langley, presented the report.

John Peters discussed his support of the Audit Risk and Finance Subcommittee establishment.

John Murray noted his support of the Commercial Subcommittee establishment and suggested a more regular meeting pattern.

Her Worship the Mayor agreed that a 6 weekly meeting pattern would be more suitable. She thanked Mr Murray and Mr Peters for accepting Chairpersons roles of these subcommittees.

Resolved

**THAT the report Subcommittee Chairpersons and Delegations (A1314259) and its attachments (A1297307 and A1312225) be received;**

**AND THAT Mr John Peters be appointed as Chairperson of the Audit, Risk and Finance Subcommittee;**

**AND THAT Mr John Murray be appointed as Chairperson of the Commercial Subcommittee;**

**AND THAT the draft delegations for the Audit, Risk and Finance Subcommittee and the Commercial Subcommittee as shown in Attachment 1 (A1297307) and Attachment 2 (A1312225) be approved and incorporated into the Delegations Register.**

Matheson/Her Worship the Mayor

Carried

## **11. LGNZ Discussion Paper on the Local Government Funding Review**

Document number A1309396, agenda pages 28-30 refer.

Manager Administration, Penny Langley, presented the report.

Councillors commended LGNZ for the thorough investigation of local and central government roles and suggested that this process was overdue. It was noted that it was a clear, concise and well researched document but clarity was needed in certain areas.

Her Worship the Mayor suggested contacting the Regional Sector Group to draw attention to these issues in their submission.

Resolved

**THAT the report Local Government Funding Review (A1309396) and its attachment (A1311529) be received;**

Davy/Matheson

Carried

***AND THAT officers prepare a letter to LGNZ for signing by the Mayor and the Chairperson of the Governance Committee, covering the following points:***

- ***Congratulations on a proactive approach***
- ***Demographic analysis around declining and aging population and rural/urban interaction***
- ***The functions of a unitary authority***
- ***Implications of lack of a funding stream for National Policy Statements/National Environmental Standards***
- ***The role of councils in business and economic development***
- ***Alternative avenues of finance***

Barker/Her Worship The Mayor

Carried

## **12. Everyman Records Limited Debt**

Document number A1303283, agenda pages 31-59 refer.

Group Manager Community Services, Chris Ward, presented the report. Mr Ward advised that it was being brought back to the Committee following the auditor's reply on the matter. He clarified that the organisation, officers, and Council had changed since this event and that officers had upgraded risk procedures.

In answer to a query regarding reporting back of vital information Mr Ward clarified that this would take place through regular reporting to the Audit, Risk and Finance Subcommittee. In answer to a question regarding when significant debt would be reported back to the Audit, Risk and Finance Subcommittee, Mr Ward stated that following 90 day period of non-payment, the Audit, Risk and Finance Subcommittee would be made aware of the situation.

Chief Executive, Clare Hadley, clarified that there was now a thorough process in place and that the Everyman Records Limited case had been unique as it dealt in cash accounts which skewed the level of visibility at the time.

Councillors referenced the letter on agenda page 57 which noted police contact and queried whether the Police should be involved in the matter again.

In answer to a query about financial status investigation it was clarified that Everyman Record Limited's legal representative had advised that they were solvent. It was advised that Council had changed significantly since the time of this event, now having a comprehensive method of tracking payments and a resolution tracking system in development.

Councillor Davy proposed the following motion:

***THAT the Chief Executive and Mayor be instructed to ask Police to reconsider whether any action could be taken against Mr Shaw or Everyman Records in regards to the non payment of the debt.***

Attendance: The meeting adjourned for morning tea at 10.21am until 10.34am.

Regarding next steps, it was advised that preliminary discussions had taken place with the Police. Councillors who were party to the discussion stated that conversation revolved around establishing where the money went and a new process to ensure transparency.

Some concerns were raised about the value of pursuing the matter at this late stage and that it was not Mr Shaw but Everyman Records Limited that needed to be pursued.

A division was called.

Councillor Acland	No
Councillor Barker	Aye
Councillor Davy	Aye
Councillor Fulton	Apology
Councillor Matheson	Aye
Councillor McGurk	No
Councillor Noonan	Aye
Her Worship the Mayor	Aye
External Appointee – John Peters	Aye
Councillor Rainey	Apology
External Appointee – John Murray	Aye

The motion was passed, 6-3.

***THAT the report Everyman Records Limited Debt (A1303283) and its attachments (A1250000, A1306795, A1306797, and A1306234) be received.***

***THAT the Chief Executive and Mayor be instructed to ask Police to reconsider whether any action could be taken against Mr Shaw or Everyman Records in regards to the non payment of the debt.***

Davy/Her Worship the Mayor

Carried

### **13. Exclusion of the Public**

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
<b>1</b>	<b>Governance Committee – Public Excluded Minutes – 4 December 2014</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Davy/Barker

Carried

The meeting went into public excluded session at 10.36am.

Please note that as the only business transacted in public excluded was to confirm the minutes, this business has been recorded in the public minutes. In accordance with the Local Government Official Information and Meetings Act 1987, no reason for withholding this information from the public exists.

#### 14. Confirmation of Minutes – 4 December 2014

Document number A1285208, agenda pages 3-4 refer.

Resolved

***THAT the minutes of the part of a meeting of the Governance Committee, held with the public excluded on 4 December 2014, be confirmed as a true and correct record.***

Peters/Davy

Carried

There being no further business this part of the meeting ended at 10.37am.

#### 15. Re-admittance of the Public

Resolved

***THAT the public be re-admitted to the meeting.***

Noonan/McGurk

Carried

Attendance: The meeting resumed in public session at 10.37am and there being no further business the meeting ended at 10.37am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils

**Held in the Council Chamber, Civic House, 110 Trafalgar Street, Nelson**

**On Tuesday 3 March 2015, commencing at 1.05pm**

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**Present:** His Worship the Mayor of Tasman Richard Kempthorne (Chairperson), Tasman District Councillors S Bryant, P Canton, B Dowler, J Edgar, B Ensor, M Greening, M Higgins, J Inglis, T King, Z Mirfin, and T Norriss, Her Worship the Mayor of Nelson R Reese, Nelson City Councillors I Barker, R Copeland, M Lawrey, B McGurk, G Noonan, T Skinner, and M Ward

**In Attendance:** Nelson City Council: Chief Executive (C Hadley), Group Manager Community Services (C Ward), Group Manager Corporate Services (N Harrison), Manager Communications (P Shattock), and Administration Adviser (S McLean)

Tasman District Council: Chief Executive (L McKenzie) and Corporate Services Manager (M Drummond)

**Apologies:** Nelson City Councillors L Acland, K Fulton, E Davy, P Matheson and P Rainey for attendance, and M Lawrey for early departure

### 1. **Apologies**

Resolved

***THAT apologies be received and accepted from Nelson City Councillors Acland, Fulton, Davy, Matheson and Rainey for attendance, and Lawrey for early departure.***

Ward/Greening

Carried

### 2. **Confirmation of Order of Business**

There was no change to the order of business.



### 3. Interests

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

### 4. Public Forum

There were no public forum presentations.

### 5. Confirmation of Minutes – 17 December 2014

Document number A1292401, agenda pages 5-8 refer.

Resolved

***THAT the minutes of the meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 17 December 2014, be confirmed as a true and correct record.***

Norriss/Dowler

Carried

### 6. Exclusion of the Public

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Sharon McGuire, Phil Taylor, Lynda Keene, Phil Lough, Martin Byrne, Bill Findlater, Paul Dalzell, Paul Steere, Robert Evans, and Simon Orr remain after the public has been excluded, for Item 4 of the Public Excluded agenda Presentations on Strategic Direction, as they have knowledge that will assist the Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Sharon McGuire, Phil Taylor and Lynda Keene, Phil Lough, Martin Byrne, Bill Findlater, Paul Dalzell, Paul Steere, Robert Evans, and Simon Orr possess relates to Presentations on Strategic Direction for Council Controlled Organisations and Council Controlled Trading Organisations.***

Higgins/Barker

Carried

Resolved

***THAT the public be excluded from the following parts 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 are as follows:***

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<p><b>Joint Committee of Tasman District and Nelson City Councils – Public Excluded – 17 December 2014</b></p> <p>These minutes contain information regarding:</p> <p>Council Controlled Organisations (CCOs) and Council Controlled Trading Organisations (CCTOs) strategic direction</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>
2	<p><b>Presentations on Strategic Direction</b></p> <p>This presentation contains information regarding Council Controlled Organisations (CCOs) and Council Controlled Trading Organisations (CCTOs)</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>Section 7(2)(h) To carry out commercial activities</li> </ul>

Higgins/King

Carried

Joint Committee of Tasman District and Nelson City Councils Minutes  
3 March 2015

The meeting went into public excluded session at 1.08pm and resumed in public session at 3.21pm, during which time Councillor Bouillir joined the meeting and Councillor Lawrey left the meeting.

## 7. Re-admittance of the Public

Resolved

***THAT the public be re-admitted to the meeting.***

Noonan/Edgar

Carried

There being no further business the meeting ended at 3.22pm.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date

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## Minutes of a meeting of the Planning and Regulatory Committee

Held in the Council Chamber, Civic House, 110 Trafalgar St,  
Nelson

On 12 March 2015, commencing at 10.32am

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Present: Councillors B McGurk (Chairperson), K Fulton (Deputy  
Chairperson), M Lawrey, and M Ward, and Glenice Paine

In Attendance: Councillor I Barker, Group Manager Strategy and  
Environment (C Barton), Kaihautu (G Mullen), Manager  
Planning (M Heale), Manager Building (M Brown), Manager  
Consents and Compliance (M Bishop), Manager  
Administration (P Langley), and Administration Adviser (S  
McLean)

Apologies: Her Worship the Mayor and Councillor Davy

### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
her Worship the Mayor and Councillor Davy.***

Ward/Fulton

Carried

### 2. Confirmation of Order of Business

2.1 Joint Engineering Standards/Land Development Manual with Tasman  
District Council

Resolved

***THAT the item regarding Joint Engineering  
Standards/Land Development Manual with  
Tasman District Council be considered at this  
meeting as a major item not on the agenda,  
pursuant to Section 46A(7)(a) of the Local  
Government Official Information and Meetings  
Act 1987, to enable the matter to be considered  
by both Nelson City and Tasman District Council  
within similar timeframes.***

McGurk/Ward

Carried

2.2 Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016

Resolved

***THAT the item regarding Fees and Charges: Resource Consents and Resource Management Planning Documents 2015-2016 be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable consultation on the matter to align with the Long Term Plan 2015-25 consultation.***

McGurk/Paine

Carried

3. **Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

4. **Public Forum**

There was no public forum.

5. **Confirmation of Minutes – 27 November 2014**

Document number A1288319, agenda pages 7-16 refer.

Resolved

***THAT the minutes of a meeting of the Planning and Regulatory Committee, held on 27 November 2014, be confirmed as a true and correct record.***

McGurk/Ward

Carried

6. **Status Report – 19 February 2015**

Document number A1155974, agenda pages 17-18 refer.

Resolved

***THAT the Status Report – Planning and Regulatory Committee 19 February 2015 (A1155974) be received.***

McGurk/Lawrey

Carried

7. **Chairperson's Report**

Document number A1313063, agenda pages 19-22 refer.

The Chairperson highlighted that the Land, Air, Water Aotearoa video on the Maitai River was now available on YouTube. He summarised the Marlborough Marine Futures event and suggested a similar approach could be considered by Council in the future.

Resolved

***THAT the Chairperson's Report (A1313063) be received and the contents are noted.***

McGurk/Lawrey

Carried

## **8. Ngati Kuia Pakohe Management Plan**

Document number A1294314, agenda pages 23-25 refer.

Manager Administration, Penny Langley, presented the report.

In response to questions, Group Manager Strategy and Environment, Clare Barton, advised that Council was legally required to give effect to the Pakohe Management Plan (the Plan). She said Ngati Kuia would be advised of this.

Ms Barton advised that in giving effect to the Plan, Council was required to undertake consultation. In response to a question, she said there were no conditions that precluded Council consulting with iwi of other areas.

Senior Planning Adviser, Lisa Gibellini, said a process for accidental discovery of pakohe in its raw form was followed by infrastructure officers.

In response to concerns raised about balancing competing and overlapping conditions of Council, the Plan and iwi, it was suggested that an appropriate forum for discussion would be an upcoming Nelson Plan workshop.

Resolved

***THAT the report Ngati Kuia Pakohe Management Plan (A1294314) be received;***

***AND THAT the item Ngati Kuia Pakohe Management Plan which was left to lie on the table at the Planning and Regulatory Committee meeting held on 27 November 2014 requires no further consideration by the Committee.***

McGurk/Ward

Carried

**9. Strategy and Environment Report 1 October to 31 December 2014**

Document number A1271834, agenda pages 26-54 refer.

Manager Building, Martin Brown, Manager Consents and Compliance, Mandy Bishop, and Manager Planning, Matt Heale presented the report.

In response to questions, Ms Bishop said the Council Harbourmaster had been in contact with paddle board hire operators and advised them of the requirement that paddle board users wear lifejackets. She highlighted that no infringement fee could currently be charged, but this would change in the future once a system had been established to issue infringements under the Maritime (Offences) Regulations rather than through Council's Navigation Safety Bylaw.

In response to a question, Group Manager Strategy and Environment, Clare Barton, advised that a report with options for Ecofest would be brought to Council in the near future.

Mr Heale highlighted the amended Nelson Plan workshop dates which were tabled (A1316002). He added that the community meeting on woodburners had been scheduled for 16 March 2015.

There was discussion on the lower than usual number of building consent applications. Mr Brown advised that several factors influenced application numbers, and highlighted a change in guidance for works that no longer required building consent. Mr Brown suggested a review could be carried out in the future if the decline in consent applications continued. He said there was flexibility in the use of contractors when processing building consents during slower periods.

In response to questions, Mr Brown advised that building alteration works was trending higher in comparison to new build work. Ms Bishop added that subdivisions were now likely occurring on hilly land which could impact development costs. She said there was no noticeable increase in consents for converting existing houses into multi-unit dwellings.

The Chairperson commended officers on the work done to develop and complete the HAIL site database.

Resolved

***THAT the Strategy and Environment Report for 1 October to 31 December 2014 (A1271834) and its attachments (A1294825, A1272153, A1299949, A1289588, and A1280159) be received.***

McGurk/Fulton

Carried

**10. Earthquake - Prone, Dangerous and Insanitary Buildings Policy 2006; Policy Wording Change**

Document number A1300766, agenda pages 55-57 refer.

Manager Building, Martin Brown, presented the report.

Resolved

***THAT the report Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006; Policy Wording Change (A1300766) be received.***

Recommendation to Council

***THAT the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006 be amended from:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 67 percent of the standard NZS1170.5: 2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***To:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 34 percent of the standard NZS1170.5:2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***Noting the section below is now no longer relevant so should also be deleted:***

***'In accordance with the recommendations of the New Zealand Society for Earthquake Engineering, the Council considers this to be an appropriate level for the requirement to reduce or remove the danger.'***

Fulton/Copeland

Carried

**11. Joint Engineering Standards/Land Development Manual with Tasman District Council**

Document number A1317664, late item A1324685 refers.

Senior Planning Adviser, Lisa Gibellini, presented the report.



Resolved

***THAT the report Joint Engineering Standards/Land Development Manual with Tasman District Council (A1317664) be received;***

***AND THAT the Committee confirms the officers continue to progress the joint standards to align with the development of the Nelson Plan.***

Barker/Lawrey

Carried

**12. Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016**

Document number A1317553, late item A1324685 refers.

Manager Consents and Compliance, Mandy Bishop, presented the report.

Resolved

***THAT the report Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016 (A1317553) and its attachments (A1317066 and A1316932) be received.***

Recommendation to Council

***THAT the draft Fees and Charges Resource Consents and Resource Management Act Planning Documents 2015-2016 be approved for public consultation and notification using the Special Consultative Procedure.***

Fulton/McGurk

Carried

**13. Parking and Vehicle Control Bylaw (2011), No.207 Amendments to Schedules**

Document number A1310811, agenda pages 58-60 refer.

Manager Operations, Shane Davies, presented the report.

Mr Davies highlighted that additional development in Strawbridge Square had resulted in the requirement for additional temporary parking, and the new businesses were in support of this.

Resolved

**THAT the report Parking Vehicle Control Bylaw (2011), No. 207 Amendments to Schedules (A1310811) and its attachment (A1310837) be received;**

**AND THAT the following addition to Schedule 8 of Bylaw No 207, Parking and Vehicle Control (2011) be approved:**

***P180 parking along the northern kerb of Neale Avenue, adjacent to its intersection with Songer Street.***

Fulton/Paine

Carried

#### **14. Hearings Panel – 17 November 2014**

Document number A1276032, agenda pages 61-67 refer.

Resolved

**THAT the minutes of a meeting of the Hearings Panel, held on 17 November 2014, be received.**

Barker/Fulton

Carried

There being no further business the meeting ended at 11.15am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date