

Minutes of a meeting of the Nelson City Council

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

On Thursday 24 March 2016, commencing at 9.06am

Present: Her Worship the Mayor R Reese (Chairperson), Councillors L Acland, I Barker, R Copeland, 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 Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Group Manager Corporate Services (N Harrison), Senior Strategic Adviser (N McDonald), Manager Communications and Acting Manager Libraries and Heritage Facilities (P Shattock), Manager Administration (P Langley), and Administration Adviser (E-J Ruthven)

Opening Prayer

Councillor Matheson gave the opening prayer.

1. Apologies

There were no apologies.

It was noted that Councillors Acland, Matheson, Fulton, Copeland, Davy and Her Worship the Mayor would be absent for parts of the meeting.

2. Confirmation of Order of Business

Her Worship the Mayor advised that members of the Nelson Youth Council would join Councillors for morning tea, and noted that there were two additional public forum presentations.

There were no further changes to the order of business.

3. Interests

Councillors were reminded to declare any interests as they arose over the course of the meeting.

4. Public Forum

4.1 Bob Bickerton, Manager, Adam Chamber Music Festival

Bob Bickerton, Manager of the Adam Chamber Music Festival, spoke about the Festival's submission to Council, and gave a Power Point presentation (A1526294).

Mr Bickerton said that the Festival hosted a large number of visitors from outside the region, including a substantial proportion of international visitors, and spoke about the positive economic benefits for the region. He added that an opportunity existed for a radio programme to be produced regarding the Festival, which he said would promote the Festival in the United States, and potentially Europe.

In response to questions, he said that sponsorship was forecast to be at least the same level as the previous Festival, and confirmed that the Festival planned to remain in the Nelson region.

In response to further questions, he outlined how the Festival was marketed internationally, particularly through targeted advertising in magazines and chamber music festival programmes. He said that the Festival had capacity to grow in terms of the number and type of events held, but that there were no plans to lengthen the Festival. He outlined the numbers attending the Festival, and the origin of visitors from outside of the region.

Attachments

- 1 A1526294 - Public Forum - Adam Chamber Music Festival - Power Point

4.2 Stuart Walker, Nelson Residents' Association

Stuart Walker, on behalf of the Nelson Residents' Association, outlined concerns regarding the level of consultation that had taken place with regards to the proposed combined sports and community facility for Stoke and its location. He tabled a copy of this presentation (A1523894).

Attendance: Councillor Copeland left the meeting at 9.29am

In response to questions, Mr Walker said he was aware the Stoke sports and community facility had been subject to consultation through the Long Term Plan 2015-2025, but that he had not become aware of the details of the proposal until he had attended community meetings on the matter.

Attachments

- 1 A1523894 - Public Forum - Nelson Residents' Association - Presentation

4.3 Steve Cross

Steve Cross spoke about the crematorium review, the proposed Stoke sports and community facility, and the late item presented to Council on 3 March 2016.

Attendance: Councillor Copeland returned to the meeting at 9.39am

With regards to the crematorium review, Mr Cross noted his concerns that the Council website had called for public feedback, but there was insufficient time for feedback to have been considered prior to this Council meeting.

With regards to the proposed Stoke sport and community facility, Mr Cross suggested that the project be delayed so that the business case process could be followed. He said that such a process could consider the issues that had arisen out of the resource consent process, including the limit on users on Saturdays. He added that a management plan should also be completed, to be able to understand the operating costs for the venue.

With regards to the late item presented to the Council meeting on 3 March, Mr Cross stated his concern that legislation had not been followed and that the late item was not legitimate. He said that legislation required that a reason be provided as to why the item could not be delayed until a subsequent meeting, and that in this case, it had been stated at the meeting that the item could have been deferred to another meeting.

5. Confirmation of Minutes

5.1 17 December 2015

Document number M1650, agenda pages 19 - 40 refer.

It was noted that, under item 5, the reference to the Regional Transport Committee meeting on 6 October 2015 should be amended to 16 October 2015.

Resolved CL/2016/014

THAT the amended minutes of the meeting of the Council, held on 17 December 2015, be confirmed as a true and correct record.

Matheson/Barker

Carried

5.2 24 December 2015 - Extraordinary Meeting

Document number M1668, agenda pages 41 - 43 refer.

Resolved CL/2016/015

THAT the minutes of the extraordinary meeting of the Council, held on 24 December 2015, be confirmed as a true and correct record.

Her Worship the Mayor/McGurk

Carried

5.3 18 February 2016

Document number M1710, agenda pages 44 - 46 refer.

Resolved CL/2016/016

THAT the minutes of the meeting of the Council, held on 18 February 2016, be confirmed as a true and correct record.

Matheson/Skinner

Carried

5.4 3 March 2016

Document number M1743, agenda pages 47 - 59 refer.

Resolved CL/2016/017

THAT the minutes of the meeting of the Council, held on 3 March 2016, be confirmed as a true and correct record.

Rainey/McGurk

Carried

6. Status Report - Council - 24 March 2016

Document number R5646, agenda pages 60 - 71 refer.

The Chief Executive, Clare Hadley, provided an update with regards to the 'Cycling' item on the Status Report. She said that clauses one, three and four were complete, but that clauses two and five were ongoing.

In response to questions, updates were provided for the items relating to the Adoption of the Brook Recreation Reserve Management Plan and Special Housing Areas.

Resolved CL/2016/018

THAT the Status Report Council 24 March 2016 (R5646) and its attachment (A1168168) be received.

Her Worship the Mayor/Noonan

Carried

7. Mayor's Report

Document number R5614, agenda pages 72 - 76 refer.

Her Worship the Mayor spoke about an additional item relating to aviation-related developments for Nelson. She noted increases in direct flights from China to Christchurch, leading to greater partnership between Christchurch and Nelson Airports and increased opportunities for tourism, and said that Air New Zealand had started undertaking maintenance for Air Calédonie at Nelson Airport. She added that Air New Zealand had partnered with Nelson Marlborough Institute of Technology to train aircraft engineers in Nelson.

She acknowledged the Chief Executive and business leaders in pursuing new economic development opportunities in the region.

Resolved CL/2016/019

THAT the Mayor's Report (R5614) and its attachments (A1511415 and A1511419) be received.

Her Worship the Mayor/Barker

Carried

8. Modellers' Pond - Design Details and Estimates

Document number R5194, agenda pages 77 - 85 refer.

Capital Projects Contractor, Richard Kirby, and Major Projects Engineer, Darryl Olverson, presented the report. Mr Kirby clarified that the option to return to an estuarine environment would likely include creating a wetland as part of the management or relocation of stormwater.

In response to questions regarding budget, Mr Kirby explained officer advice regarding on-going maintenance costs for the pond, and said that a budget of \$45,000 per year would be required as part of the 'modify pond' option. He outlined the range of costs and Net Present Value in relation to the options contained in the report.

Attendance: Councillor Acland left the meeting at 10.04am.

In response to questions regarding stormwater, Mr Kirby explained the alterations that would be required as part of the 'modify pond' option. He said there was little evidence to suggest that the stormwater outlet into the pond impacted on water quality and the formation of algae. He added that Iwi had indicated a preference for stormwater to be routed through a wetland system.

In response to questions regarding contaminated materials, Mr Kirby clarified that the costs for removing contaminated material were greater in the 'return to estuarine environment' option, as this option would require complete removal of the material, whereas the 'modify pond' option allowed for much of the material to be capped by concrete.

There was a discussion regarding the proposed contributions from the Nelson Society of Modellers. In response to questions, Mr Kirby explained his understanding that several parties wished to make large contributions or donate in-kind services, but required certainty from Council that their investment would be protected before committing to the project.

There was a discussion regarding timing of the final Council decision regarding the 'modify pond' option. Several councillors expressed a preference that, should the Nelson Society of Modellers be able to raise sufficient funds for the 'modify pond' option, the final decision to proceed with this option should be made prior to the end of the Council triennium. Other councillors expressed a view that the incoming Council would be bound in any case by the decisions made by previous Councils.

Councillor Matheson, seconded by Councillor Ward, moved the recommendation in the report.

Councillor Lawrey, seconded by Councillor Rainey, moved an amendment to replace the reference to November 2016 in the fourth clause with September 2016.

There was a discussion regarding whether it would be possible for the Nelson Society of Modellers to raise sufficient funds within a shorter time period, and a variety of views were expressed. During discussion, it was emphasised that, while the Nelson Society of Modellers would be undertaking the fund-raising exercise, the Modellers' Pond was a community asset, and that fund-raising would be on behalf of the whole community.

Attendance: The meeting adjourned for morning tea from 10.45am, until 11.04am during which time members of the Nelson Youth Council joined councillors for morning tea.

In response to a question, Senior Strategic Advisor, Nicky McDonald, advised that, subject to sufficient funding being raised, the 'modify pond' option would be included in the draft Annual Plan 2017/18, but the project would not be considered an exception to the Long Term Plan, and as such, there was no expectation that consultation on the project would be required.

It was further noted that, should the amendment proceed, the seventh clause of the recommendation would also require amending to read September 2016, rather than November 2016, and with the agreement of the meeting, the amendment was altered to reflect this.

The amendment was put and carried, and became the substantive motion.

Resolved CL/2016/020

THAT the report Modellers' Pond - Design Details and Estimates (R5194) and its attachment

(A1518929) be received;

AND THAT Council confirm the Modify Pond option as its preferred option subject to the Nelson Society of Modellers raising all additional funding;

AND THAT Council accepts that this decision underpins its commitment to provide the Nelson Society of Modellers certainty surrounding their future fund raising campaign;

AND THAT The Nelson Society of Modellers be afforded the opportunity to finalise and confirm additional funding for the balance over and above the \$600,000 committed by Council no later than the end of September 2016;

AND THAT if the funding is confirmed that the option to modify the pond be included in the 2017/18 Annual Plan;

AND THAT Council note and accept that this preferred option will require ongoing operational maintenance funding of \$45,000/year in subsequent years;

AND THAT Council confirm that should the additional funding not be raised by the Nelson Society of Modellers by the end of September 2016, that it be agreed that the option to convert the pond back to estuarine environment at an estimated cost of \$690,000 be its second option and included in the 2017/18 Annual Plan;

AND THAT in the interim and until such time as any decision is made to upgrade the Modellers Pond that it be noted that existing maintenance of the pond will continue.

Matheson/Ward

Carried

9. Alterations to delegations for effective delivery of capital projects

Document number R5631, agenda pages 86 - 91 refer.

Attendance: Councillors Lawrey and Matheson left the meeting at 11.18am, and Councillor Matheson returned to the meeting at 11.19am.

Manager Capital Projects, Shane Davies, presented the report.

Attendance: Councillor Lawrey returned to the meeting at 11.21am.

It was noted that the Local Government Act 2002 governed any subsequent construction works on private land. Councillor Barker, seconded by Councillor Fulton moved the officer recommendation including a reference to the Local Government Act 2002 in the second clause.

There was a further discussion regarding the proposed alteration to the Procurement Policy. In response to a question, the Chief Executive, Clare Hadley, clarified that the proposed change was to allow efficient evaluation of tender processes where the project budget was already included within the Long Term Plan, but where the project was not otherwise included, a Council decision would be required.

Resolved CL/2016/021

THAT the report Alterations to delegations for effective delivery of capital projects (R5631) and its attachments (A1515909 and A1519796) be received;

AND THAT Council delegate powers to the Chief Executive under the Public Works Act 1981, section 111, noting that any subsequent construction works on private land falls under the Local Government Act 2002 and Council officers must obtain written consent from the land owner;

AND THAT Council approve a change to the Procurement Policy to allow the Chief Executive to accept tenders for capital projects of more than \$1million, when they fit within LTP budgets, and then retrospectively advise to Council, to reduce project down-time.

Barker/Fulton

Carried

10. Administrative Matters

Document number R5324, agenda pages 92 - 109 refer.

In response to a question, the Chief Executive, Clare Hadley, outlined the agreement relating to the placement of the meteorological station on The Broads.

Resolved CL/2016/022

THAT the report Administrative Matters (R5324) and its attachments (A1515586, A1103850, A1508267, A1508221, A1474067, and A1495677) be received;

AND THAT the Schedule of Documents Sealed (A1474067) be received and the approval of the fixing of the seal be confirmed in relation to those documents and the warrants of appointment detailed in that schedule;

AND THAT Schedule One – Members of Committees in the Delegations Register (A1495677) be amended to reflect the change in membership to the Regional Transport Committee;

AND THAT the Hearings Panel – Other, Temporary Road Closures continues until the end of the triennium.

Her Worship the Mayor/Barker

Carried

11. Hearings Panel - Other Minutes 1 April 2015

Document number A1339204, agenda pages 110 - 116 refer.

Resolved CL/2016/023

THAT the minutes of a meeting of the Hearings Panel - Other, held on 1 April 2015, be received.

Barker/McGurk

Carried

12. Hearings Panel - Other Minutes 28 May 2015

Document number A1363785, agenda pages 117 - 122 refer.

Resolved CL/2016/024

THAT the minutes of a meeting of the Hearings Panel - Other, held on 28 May 2015, be received.

Barker/McGurk

Carried

13. Hearings Panel - Other Minutes 29 July 2015

Document number A1395146, agenda pages 123 - 127 refer.

Resolved CL/2016/025

THAT the minutes of a meeting of the Hearings Panel - Other, held on 29 July 2015, be received.

Barker/McGurk

Carried

14. Hearings Panel - Other Minutes 21 September 2015

Document number A1424772, agenda pages 128 - 133 refer.

Resolved CL/2016/026

THAT the minutes of a meeting of the Hearings Panel - Other, held on 21 September 2015, be received.

McGurk/Barker

Carried

15. Hearings Panel - Other Minutes 20 November 2015

Document number A1463859, agenda pages 134 - 142 refer.

Resolved CL/2016/027

THAT the minutes of a meeting of the Hearings Panel - Other, held on 20 November 2015, be received.

Barker/Skinner

Carried

16. Hearings Panel - Other Minutes 17 December 2015

Document number A1477292, agenda page 143 refers.

Attendance: Councillor Matheson left the meeting at 11.32am.

Resolved CL/2016/028

THAT the minutes of a meeting of the Hearings Panel - Other, held on 17 December 2015, be received.

McGurk/Matheson

Carried

17. Hearings Panel - Other Minutes 4 February 2016

Document number A1498284, agenda pages 144 - 145 refer.

Attendance: Councillors Acland and Matheson returned to the meeting at 11.34am.

Resolved CL/2016/029

THAT the minutes of the meetings of the Hearings Panel - Other - Temporary Road Closures, held on 4 February 2016, be received.

Barker/Skinner

Carried

18. Hearings Panel - Other Minutes 4 February 2016

Document number A1498908, agenda pages 146 - 152 refer.

Resolved CL/2016/030

THAT the minutes of the meetings of the Hearings Panel - Other, held on 4 February 2016, be received.

Barker/Skinner

Carried

REPORTS FROM COMMITTEES

19. Nelson Regional Sewerage Business Unit - 18 September 2015

Document number M1481, agenda pages 153 - 156 refer.

Resolved CL/2016/031

THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 18 September 2015, be received.

Ward/Davy

Carried

18. Nelson Regional Sewerage Business Unit - 11 December 2015

Document number M1643, agenda pages 157 - 162 refer.

Resolved CL/2016/032

THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 11 December 2015, be received.

Copeland/Fulton

Carried

19. Extraordinary Governance Committee - 24 December 2015

Document number M1670, agenda pages 163 - 165 refer.

Resolved CL/2016/033

THAT the confirmed minutes of an extraordinary meeting of the Governance Committee, held on 24 December 2015, be received.

Barker/Noonan

Carried

20. Planning and Regulatory Committee - 18 February 2016

Document number M1711, agenda pages 166 - 176 refer.

Resolved CL/2016/034

THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 18 February 2016, be received.

McGurk/Fulton

Carried

- 20.1 Fees and Charges: Resource Consents, Resource Management Act Planning Documents and Applications under Housing Accord and Special Housing Areas Act

Resolved CL/2016/035

THAT the draft Fees and Charges Resource Consents and Resource Management Act Planning Documents (A1483163 and A1483172) be approved for public consultation and notification using the Special Consultative Procedure as set out in the Local Government Act 2002.

McGurk/Fulton

Carried

- 20.2 Fees and Charges Consents and Compliance (non RMA) commencing 1 July 2016

Resolved CL/2016/036

THAT the Dog Control fees and charges as detailed in Attachment 1 (A1483521) to Report R5319 be adopted;

AND THAT the Environmental Health and other activities fees and charges as detailed in Attachment 2 (A1483604) to Report R5319 be adopted;

AND THAT the Draft Food Act 2014 fees and charges as detailed in Attachment 3 (A1488034) to Report R5319 be approved for public consultation and notification using the Special Consultative Procedure as set out in the Local Government Act 2002;

AND THAT the circumstances to reduce alcohol licensing fees as detailed in Attachment 4 (A1488085) to Report R5319 be adopted to apply from the date of Council resolution;

AND THAT Provision of Property Information fees and charges as detailed in Attachment 5 to Report R5319 (A1483610) be adopted;

AND THAT the Draft Fencing of Swimming Pools Act 1987 fees and charges as detailed in Attachment 6 (A1498999) to Report R5319 be approved for public consultation and notification using the Special Consultative Procedure as set out in the Local Government Act 2002;

AND THAT the charges for Dog Control Environmental Health and Provision of Property Information activities apply from 1 July 2016 until such time as they are varied or amended by Council;

AND THAT the Dog Control charges be publicly advertised in accordance with Section 37(6) of the Dog Control Act 1996.

McGurk/Fulton

Carried

20.3 Strategy and Environment Report for 1 October to 31 December 2015

Resolved CL/2016/037

THAT Council note the notification of the Whakamahere Whakatu Nelson Plan is planned for early 2017 subject to confirming the timing of the consultation period for the Annual Plan.

McGurk/Fulton

Carried

20.4 Gambling Policy Review 2016

Attendance: Councillor Matheson left the meeting at 11.40am.

In response to a question, Senior Strategic Advisor, Nicky McDonald, said the policy provision regarding the location of gambling machines in relation to ATM machines had worked to limit the number of gambling machines in Nelson. She added that extensive consultation had been undertaken prior to the report coming to the Planning and Regulatory Committee, and officers had been assured that the policy was working well.

Resolved CL/2016/038

THAT Council, acknowledging community feedback that the current Gambling Policy is functioning as intended and noting the resource cost a Local Government Act 2002 Special Consultative Procedure to review the Gambling Policy imposes on all involved, agrees to retain the current Policy without change.

McGurk/Barker

Carried

Attendance: Councillor Matheson returned to the meeting at 11.42am, and left the meeting at 11.43am.

21. Chief Executive Employment Committee - 22 February 2016

Document number M1717, agenda pages 177 - 180 refer.

Resolved CL/2016/039

THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 22 February 2016, be received.

Her Worship the Mayor/Acland

Carried

22. Works and Infrastructure Committee - 25 February 2016

Document number M1725, agenda pages 181 - 188 refer.

Resolved CL/2016/040

THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 25 February 2016, be received.

Davy/Skinner

Carried

22.1 Days Track Resolution

Manager Capital Projects, Shane Davies, Team Leader Engineer, David Light, and Senior Asset Engineer – Utilities, Phil Ruffell, joined the table.

In response to a question, Mr Davies noted that the final design of the work for Days Track could consider options to enable cycles to be wheeled uphill.

In response to questions, Mr Light outlined stormwater and wastewater works planned for the Days Track area, however he noted the on-going presence of the Tahunanui slump and explained that stormwater and wastewater control could not resolve this issue.

Mr Davies added that, while the stormwater work would improve the current stormwater situation, a rainfall event of the magnitude of the December 2011 event would still exceed the capacity of any further stormwater works in this area.

In response to further questions, Mr Ruffell explained the overall programme of stormwater and wastewater works for the Tahunanui hillside area. He said that successive Annual Plans and Long Term Plans would consider projects in these areas.

Attendance: Councillor Ward left the meeting at 11.51am.

Resolved CL/2016/041

THAT remediation of Days Track with a gravel track at an estimated cost of \$430,000 be approved, noting this will require additional funding of \$265,000 to be included in the Annual Plan 2016/17.

Davy/Lawrey

Carried

It was agreed that the meeting would consider item 19, Extraordinary Governance Committee – 3 March 2016 prior to item 18, Community Services Committee – 1 March 2016.

Attendance: Councillor Ward returned to the meeting at 11.58am, Councillor Lawrey left the meeting from 11.58am to 12.00pm, and Councillor Rainey left the meeting at 11.59am.

23. Extraordinary Governance Committee - 3 March 2016

Document number M1747, agenda pages 197 - 204 refer.

Resolved CL/2016/042

THAT the unconfirmed minutes of an extraordinary meeting of the Governance Committee, held on 3 March 2016, be received.

Barker/Noonan

Carried

23.1 Audit, Risk and Finance Subcommittee Terms of Reference and Delegations Update

Resolved CL/2016/043

THAT the Audit Risk and Finance Subcommittee draft Terms of Reference (A1437349) be adopted;

AND THAT the Delegations Register be updated as illustrated in (A1507355) to:

- ***include a reference to the Audit, Risk and Finance Subcommittee Terms of Reference;***
- ***remove Health and Safety from the Audit, Risk and Finance Subcommittee's area of responsibility.***

Barker/Acland

Carried

- 23.2 Internal Audit Plan and Procedure
Item from Audit, Risk and Finance Subcommittee meeting - 12/11/2015

Resolved CL/2016/044

THAT the Internal Audit Plan to 30 June 2016 (A1452073) be approved, with the amendment:

- ***Under the heading 'Extension for Action Plans', insert the words "or organisational risk" after the words "no safety-related issues".***

Barker/Acland

Carried

- 23.3 Liability Management Policy amendment
Item from Audit, Risk and Finance Subcommittee meeting - 12/11/2015

Resolved CL/2016/045

THAT the amended Liability Management Policy (A1450461) be adopted.

Barker/Acland

Carried

- 23.4 Corporate Report to 31 December 2015
Item from Audit, Risk and Finance Subcommittee meeting - 18/02/2016

A suggestion was made that a cross-Council discussion was required regarding land-use and transport, to ensure a robust traffic network, especially in light of increased demand for sub-divisions in various areas of the city.

Resolved CL/2016/046

THAT Council resolves to fund the additional expenditure for Tasman Street from the following activities; Roading subsidised budgets (\$119,000), Roading unsubsidised budgets (\$117,000) and Stormwater budgets (\$92,000), a total of \$328,000, from operational and capital expenditure budgets as appropriate, noting that any individual project underspends which cover this overspend will be reported by 30 June 2016;

AND THAT funding of \$100,000 for the Stoke Foothills Traffic Study be deferred from 2015/16 to 2016/17;

AND THAT funding of \$100,000 for the Atawhai Hills Traffic Study be brought forward from 2016/17 to 2015/16.

Barker/Acland

Carried

Attendance: Councillor Copeland left the meeting at 12.08pm, and Councillor Rainey returned to the meeting at 12.08pm.

- 23.5 Letter to the Council on the audit for the year ending 30 June 2015
Item from Audit, Risk and Finance Subcommittee meeting - 18/02/2016

Resolved CL/2016/047

THAT Council notes Audit NZ's comments (A1499499) and how officers intend to address the issues raised.

Barker/Noonan

Carried

- 23.6 Internal Audit Report to 31 December 2015
Item from Audit, Risk and Finance Subcommittee meeting - 18/02/2016

Resolved CL/2016/048

THAT Council note the internal audit findings, recommendations and status of action plans up to 31 December 2015 (R5452).

Barker/Acland

Carried

24. Community Services Committee - 1 March 2016

Document number M1737, agenda pages 189 - 196 refer.

Resolved CL/2016/049

THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 1 March 2016, be received.

Rainey/Noonan

Carried

Attendance: Councillor Copeland returned to the meeting at 12.09pm.

24.1 Crematorium Delivery Review

A redacted copy of the officer report presented to the public excluded part of the Community Services meeting of 1 March 2016 was tabled (A1521604).

Attendance: Councillor McGurk left the meeting at 12.15pm.

There was a discussion regarding public feedback sought on this matter following the Community Services Meeting of 1 March 2016. In response to a question, the Chief Executive, Clare Hadley, explained that consultation had already been completed through the Long Term Plan 2015-2025, but that public feedback had been sought following the Community Services Meeting of 1 March 2016.

She said that feedback had been received from interested parties, including funeral directors, veterinarians, and members of the public. She outlined the topics that the feedback covered. It was noted that no feedback had been received in relation to renewal of the main cremator.

Attendance: Councillor McGurk returned to the meeting at 12.17pm.

There was a discussion regarding whether the matter should be left to lie on the table, to allow an opportunity for the feedback to be considered. In response to a question, Group Manager Infrastructure, Alec Louverdis, explained that the main cremator was in urgent need of renewal, and that re-lining was required in the near future.

In response to further questions, Mr Louverdis explained that Council would continue to undertake pet cremations until such time that the private operator had commenced, but that it would be inefficient for Council to continue offering pet cremations following that time.

Attendance: Councillor Ward left the meeting from 12.23pm to 12.26pm.

Following discussion, it was suggested that the first two clauses of the officer recommendation continue, to allow work on the main cremator to be undertaken, but that the remaining clause be left to lie on the table.

Attendance: Councillor Acland left the meeting at 12.29pm.

Resolved CL/2016/050

THAT it be confirmed that Council retain ownership of the crematorium and keep it operating;

AND THAT approval be given to renew the main cremator as set out in the Long Term Plan 2015/25.

Rainey/Noonan

Carried

Attachments

- 1 A1521604- tabled document - redacted copy of report presented to public excluded part of Community Services Committee 1 March 2016

Resolved CL/2016/051

THAT pursuant to Standing Order 3.12.1 the remaining four clauses of the item Crematorium Delivery Review be left to lie on the table, and not be further discussed at this meeting.

Her Worship the Mayor/Fulton

Carried

18.2 Marsden Valley Cemetery - Request for Dedicated Burial Plots

Attendance: Councillor Acland returned to the meeting at 12.35pm.

Resolved CL/2016/052

THAT within the Marsden Valley cemetery, 100 plots be allocated as Catholic burial plots and 30 plots be allocated as Muslim burial plots, as shown on the indicative map attached as Appendix 2 (A1485622).

Rainey/Noonan

Carried

Attendance: The meeting adjourned for lunch from 12.36pm to 1.07pm, during which time Councillors Acland, Davy, and Lawrey left the meeting.

18.3 Nelson Marina Strategy

There was discussion regarding the proposal to increase Marina fees and charges.

Attendance: Councillor Acland returned to the meeting at 1.08pm and Councillor Lawrey returned to the meeting at 1.10pm.

In response to a question, the Chief Executive, Clare Hadley, advised that Council had previously passed a resolution stating that the marina fees would only increase by CPI until the draft Marina Strategy was prepared. She added that it was important to signal to marina users that costs needed to be met.

Attendance: Councillor Acland left the meeting at 1.16pm, and Councillor Matheson returned to the meeting at 1.17pm.

Resolved CL/2016/053

THAT the draft Nelson Marina Strategy (A1498122) be received;

AND THAT fees and charges at the Marina be increased as from 1 July 2016 as per the Consumer Price Index;

AND THAT the Marina Development Levy be discontinued as from 1 July 2016;

AND THAT an unbudgeted amount of \$30,000 be provided in the Marina Opex Account in 2015/16 to remedy existing health and safety risks;

AND THAT the draft Nelson Marina Strategy (A1498122) be work shopped with the Marina users, other key stakeholders, and interested parties and reported back to a future Community Services Committee prior to adoption.

Rainey/Fulton

Carried

25. Exclusion of the Public

Resolved CL/2016/054

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:

Her Worship the Mayor/Noonan

Carried

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	Council Meeting - Public Excluded Minutes - 17 December 2015	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"> • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person. • Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities. • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
2	Extraordinary Council Meeting - Public Excluded Minutes - 24 December 2015	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"> Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities.
3	Council Meeting - Public Excluded Minutes - 3 March 2016	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"> Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.
4	Public Excluded Status Report - Nelson City Council - 24 March 2016	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"> Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
5	Tenancy Options for CBD Building - Update	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"> Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
		under section 7	commercial and industrial negotiations)
6	<p>Adam Chamber Music Festival events fund application</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"> • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
7	<p>Extraordinary Governance Committee Meeting - Public Excluded Minutes - 24 December 2015</p> <p>These minutes contain a recommendation to Council relating to:</p> <p>Tenancy option for CBD Building</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"> • Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities.
8	<p>Chief Executive Employment Committee Meeting - Public Excluded Minutes - 22 February 2016</p> <p>These minutes contain a recommendation to Council relating to:</p> <p>Chief Executive Performance/Remuneration Review Process and Timeline 2015-2016</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"> • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
9	<p>Works and Infrastructure Committee Meeting - Public Excluded Minutes - 25 February 2016</p> <p>These minutes contain a recommendation to Council relating to:</p> <p>Moana Landowner Negotiations</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"> Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
10	<p>Community Services Committee Meeting - Public Excluded Minutes - 1 March 2016</p> <p>These minutes contain a recommendation to Council relating to:</p> <p>Crematorium Delivery Review</p> <p>Hardstand Akersten Street – Management Options</p> <p>Community Leases – Omnibus Report</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"> Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
11	<p>Extraordinary Governance Committee Meeting - Public Excluded Minutes - 3 March 2016</p> <p>These minutes contain a recommendation to Council relating to:</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"> Section 7(2)(b)(ii) To protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	Letter to the Council on the audit for year ending 30 June 2015 – Utilities Contract		subject of the information.

The meeting went into public excluded session at 1.18pm and resumed in public session at 2.06pm.

26. Re-admittance of the Public

Resolved CL/2016/055

THAT the public be re-admitted to the meeting.

Matheson/Ward

Carried

There being no further business the meeting ended at 2.06pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date