



# AGENDA

## Extraordinary meeting of the Commercial Subcommittee

**Thursday 26 May 2016  
Commencing at 1.30pm  
Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

Membership: Mr John Murray (Chairperson), Her Worship the Mayor Rachel Reese, Councillors Luke Acland and Gaile Noonan, and Mr John Peters

Guidelines for councillors attending the meeting, who are not members of the Committee, as set out in Standing Orders:

- All councillors, whether or not they are members of the Committee, may attend Committee meetings (SO 2.12.2)
- At the discretion of the Chair, councillors who are not Committee members may speak, or ask questions about a matter.
- Only Committee members may vote on any matter before the Committee (SO 3.14.1)

It is good practice for both Committee members and non-Committee members to declare any interests in items on the agenda. They should withdraw from the room for discussion and voting on any of these items.

**1. Apologies**

1.1 An apology has been received from Her Worship the Mayor Rachel Reese

**2. Confirmation of Order of Business**

**3. Interests**

3.1 Updates to the Interests Register

3.2 Identify any conflicts of interest in the agenda

**4. Public Forum**

**5. Bett Carpark - Referral to Governance Committee 4 - 5**

Document number R5956

Recommendation

***THAT the report Bett Carpark - Referral to Governance Committee (R5956) be received;***

***AND THAT the Commercial Subcommittee refer its delegation regarding Council's property portfolio to the Governance Committee, in respect of the proposal to sell Bett Carpark.***

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## **Bett Carpark - Referral to Governance Committee**

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

- 1.1 To approve transfer of the Commercial Subcommittee's delegation regarding Council's property portfolio to the Governance Committee, in respect of the proposal to sell Bett Carpark.

### **2. Delegations**

- 2.1 The Commercial Subcommittee has the area of responsibility to provide strategic governance, advice and direction to ensure the maximisation of Council's property portfolio (i.e. property not held to support core functions).

### **3. Recommendation**

***THAT the report Bett Carpark - Referral to Governance Committee (R5956) be received;***

***AND THAT the Commercial Subcommittee refer its delegation regarding Council's property portfolio to the Governance Committee, in respect of the proposal to sell Bett Carpark.***

### **4. Background**

- 4.1 On 3 March 2016 Council approved design controls to be used to run a Request for Expressions of Interest (REOI) process for the sale and development of Bett Carpark as a Special Housing Area (SHA).
- 4.2 Delegations for the Housing Accord and Special Housing Areas Act 2013 have not been delegated to a committee and therefore the REOI matter was considered by Council.
- 4.3 The REOI process closed on 4 April 2016 and the expressions of interest were evaluated. A Request for Proposals process followed, and closed on 6 May 2016.

### **5. Discussion**

- 5.1 A decision is now required on the proposal to sell Bett Carpark. This which would usually be a matter considered by the Commercial Subcommittee under its delegations.

- 5.2 Due to time pressures for the potential sale negotiation, and the subsequent deadline for resource consent applications for special housing areas by September 2016, a decision on the matter is required by full Council on 2 June 2016.
- 5.3 It is therefore proposed that the Commercial Subcommittee refer its delegations for this matter to the Governance Committee. If this decision is made, the Governance Committee will meet on 26 May 2016 and consider the same request in order to refer its delegation to Council.

## **6. Options**

- 6.1 Option 1: Refer the Subcommittee's delegation regarding Council's property portfolio to the Governance Committee, in respect of the proposal to sell Bett Carpark, so the matter can be considered by the Governance Committee on 26 May 2016. This is the recommended option, in order to ensure that the matter is considered in a timely and efficient manner.
- 6.2 Option 2: Do not transfer the delegation regarding Council's property portfolio to the Governance Committee. This option would likely result in a less efficient process as the matter would need to be considered at the next Commercial Subcommittee meeting on 23 June 2016. This would be followed by Governance Committee on 14 July 2016, and by Council on 28 July 2016. This process would result in a decision by Council being made too far into the resource consent timeframe for the potential purchaser.

## **7. Alignment with relevant Council policy**

- 7.1 This recommendation aligns with Council's Delegations Register.

## **8. Assessment of Significance against the Council's Significance and Engagement Policy**

- 8.1 This is not a significant decision in terms of Council's Significance and Engagement Policy.

## **9. Consultation**

- 9.1 No consultation is required with regards to this decision.

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

- 10.1 There is no requirement to include Māori in this decision-making process as it is purely a procedural decision.

Clare Barton

**Group Manager Strategy and Environment**

## **Attachments**

Nil