

Minutes of a meeting of the Nelson City Council

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

On Thursday 8 September 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), Administration Adviser (S Burgess), and Nelson Youth Councillors (J Lankshear and T Shuker)

Opening Prayer

Councillor Noonan gave the opening prayer.

1. Apologies

There were no apologies.

2. Confirmation of Order of Business

Her Worship the Mayor advised the order of business may need to be adjusted as the meeting proceeded. She advised of several additional public forum presentations.

3. Interests

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

4. Public Forum

4.1 Harry Pearson

Mr Pearson provided a handout (A1624719) and presented the key points regarding the Stoke Community Centre, stakeholders, the removal of free tennis courts, opposition to the proposal, and costs of heating and cooling.

Mr Pearson summarised discussions with users of the tennis courts, many of whom he said were not in favour of the Stoke Community Centre proposal. He suggested Council could be forward thinking and include facilities such as a vehicle charging system. Mr Pearson emphasised his belief that Council should not rush decisions regarding the proposed facility and instead ensure the facility met the needs of the community and had the best energy solutions.

4.2 Mr John Lacey

Mr Lacey asked whether there were trustees that could be pursued for the Everyman Records debt. He then spoke about the rounding up of Council rates and asked why errors in this process had not been noticed by Council officers.

4.3 Trudie Brand - Nelson Residents Association

Trudie Brand, of the Nelson Residents Association, gave a PowerPoint presentation about the Modellers' Pond (A1624803).

Ms Brand supported the recommendation in the officer report 'Modellers Pond – Fundraising Status' on the Council agenda for the meeting. She summarised background detail regarding the Modellers' Pond, and questioned previous Council decisions regarding funding for the Pond. Ms Brand highlighted the potential of the Pond to create social cohesion and family memories.

In response to a question, Ms Brand said the Nelson Residents Association supported Council funding the Modellers' Pond as it was a unique and accessible area for the community.

4.4 Cathy Fearey and Jim Tompkins (Vice President), Stoke Tennis Club members representing small group of players

Ms Fearey said that a group of players at the Stoke Tennis Club were not in favour of the proposed Stoke Community Centre. She suggested the location was not suitable and there could be further project budget overruns. Ms Fearey said she did not support the removal of the free public tennis courts, but did support an upgrade of the Tennis Club facilities and the Stoke Memorial Hall.

Ms Fearey suggested that Council was rushing to make a decision on the matter, and there was a large silent majority who opposed the proposal. She tabled a petition (A1625317) and newspaper article (A1625318).

Mr Tompkins reiterated Ms Fearey's key points and raised concerns about who would be using the additional carparking at the proposed facility.

4.5 Richard Waite (President) and Pauline Smith (Club Captain), Stoke Tennis Club

Mr Waite provided background detail regarding the Stoke Tennis Club and its processes in terms of electing a Committee, and tabled a related document (A1625336). He said that members of the Club had not advised the Committee that they opposed the Stoke Community Centre, although he had heard about some local opposition to the project. Mr Waite said he supported debate on Council funding for projects.

Ms Smith provided further background detail on the Club and Committee, and the process of providing feedback on the proposed facility. She noted there was some general division amongst members of the Club.

In response to questions, Mr Waite and Ms Smith explained how members of the public could use the Club's tennis courts for a fee, and how Club members had been advised of plans for the facility via various means.

Attendance: Councillor Copeland left the meeting at 10.12am.

4.6 Allan Johnson (Chairman of Board of Trustees), Stoke Seniors

Mr Johnson spoke about Stoke Seniors, its activities and how it was funded.

Attendance: Councillor Copeland returned to the meeting at 10.13am.

Mr Johnson spoke about the need for Stoke Seniors to have access to better facilities. He said that Council consultation regarding the Stoke Community Centre had been carried out very well. Mr Johnson urged Council to view the Stoke Community Centre on its merits and proceed with the project as he believed it would meet the needs of various community groups.

4.7 Kim Biggs, Stoke Rugby Club

Ms Biggs said the Club supported the Stoke Community Centre proposal and noted that Council had been in discussions with the Stoke Rugby Club on the matter for many years. She pointed out that the current Greenmeadows facilities were inadequate for the region. Ms Briggs said she had been impressed with consultation regarding the facility to ensure it would be fit for purpose. She provided detail on membership at the Club.

Ms Briggs suggested the facility would bring community groups together, and emphasised that the project should not be delayed.

Attendance: The meeting adjourned from 10.26am to 10.28am.

4.8 Keegan Phipps

Keegan Phipps gave a PowerPoint presentation (A1624674) on his experience of being a member of the Youth Parliament and his ideas for supporting and developing youth in the region. He spoke about the difficulties of youth seeking employment in Nelson, and therefore moving out of the region, and emphasised the need to address this issue.

Mr Phipps spoke about protection of the environment, Council rates and debt, engagement with youth, and online voting. He responded to questions from councillors regarding the concept of a Youth Mayor.

Attendance: The meeting adjourned from 10.47am to 11.01am, during which time Councillor Lawrey left the meeting.

The meeting moved to consideration of the Mayor's Report.

Attachments

- 1 A1624719 - Harry Pearson - Stoke Community Centre Handout
- 2 A1624803 - Trudie Brand Nelson Residents Association Modellers' Pond PowerPoint
- 3 A1625317 - Cathy Fearey and Jim Tompkins - Stoke Community Centre Petition
- 4 A1625318 - Cathy Fearey and Jim Tompkins - Stoke Community Centre Newspaper Article
- 5 A1625336 - Richard Waite and Pauline Smith - Stoke Tennis Club - Stoke Community Centre Handout
- 6 A1624674 - Keegan Phipps PowerPoint

5. Mayor's Report

Document number R6477, agenda pages 50 - 51 refer.

Resolved CL/2016/239

Receives the Mayor's Report (R6477).

Her Worship the Mayor/Matheson

Carried

Attachments

- 1 A1625296 - Huangshi Visit Mayor's Report Eel Gift Blessing PowerPoint

Attendance: Councillor Lawrey returned to the meeting at 11.03am.

Bill Findlater, Gail Collingwood, Ferry van Mansum and Jordan Lankshear joined the table. Mr Findlater provided detail on the trip to Huangshi to attend the opening of the Nelson Garden. The group provided a PowerPoint presentation (A1625296) and thanked Council and the China Friendship Society for its support.

The meeting agreed to leave the remainder of the Mayor's Report to lie on the table, and move to consideration of item 8 on the agenda 'Modellers Pond – Fundraising Status'.

6. Modellers Pond - Fundraising Status

Document number R6456, agenda pages 52 - 56 refer.

Capital Projects Contractor, Richard Kirby, and Major Projects Engineer, Darryl Olverson, presented the report.

In response to questions regarding potential other uses or configurations for the Modellers' Pond space, Mr Kirby emphasised that alternative uses would only be considered if the Society was unable to organise adequate funding to modify the Pond. He advised Council that the Society believed it could reach the funding target of \$600,000.

In response to questions, Mr Olverson confirmed there was adequate funding budgeted to continue managing the Pond over the coming summer. He said there would be adequate time to prepare a proposal for the Annual Plan 2017/18 if the officer recommendation was passed.

Councillor Davy, seconded by Councillor Ward, moved the recommendation in the officer report.

Several councillors questioned the significant level of funding that Council had asked the Society to raise. The majority of elected members supported the motion, noting that it was reasonable to extend the funding timeframe for the Society.

Attendance: Councillor Copeland left the meeting from 11.40am to 11.42am.

Resolved CL/2016/240

Receives the report Modellers Pond - Fundraising Status (R6456);

Amends clauses 4 and 7 of the Council resolution passed on 24 March 2016 as follows:

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~~ February 2017;

AND THAT Council confirms that should the additional funding not be raised by the Nelson Society of Modellers by the end of ~~September 2016~~ February 2017, 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;

Davy/Ward

Carried

The meeting moved to consider item 12 on the agenda 'Stoke Community and Sports Facility – Supplementary Information'.

7. Stoke Community and Sports Facility - Supplementary Information

Document number R6526, agenda pages 116 - 142 refer.

Resolved CL/2016/241

Receives the report Stoke Community and Sports Facility - Supplementary Information (R6526) and its attachments (A1351796 and A1528009).

Ward/Noonan

Carried

Manager Capital Projects, Shane Davies, Group Manager Community Services, Chris Ward, and Major Projects Engineer, Darryl Olverson presented the report.

Attendance: Councillor Lawrey left the meeting from 11.57am to 11.59am. Councillor Acland left the meeting from 11.59am to 12.02pm. Councillors Davy and Copeland left the meeting from 12.01pm to 12.03pm.

Mr Ward spoke about the investment of having a well-insulated facility to reduce ongoing heating costs, the need to provide a lift to ensure appropriate accessibility, and the need for security as the facility would be a significant Council asset. He confirmed that these items were included in the current facility budget.

In response to a question, Mr Davies provided further detail about why photovoltaic panels were not suitable for the Stoke Community and Sports Facility, and reiterated that it was more cost-effective to improve the thermal qualities of the building and use an appropriate heating/cooling system.

Elected members asked further questions regarding the potential for a café at the facility, the application of Green Star principles, costs of energy systems, energy consumption, Nelson 2060 goals, and the status of tender rates.

In response to a question, the Chief Executive, Clare Hadley, advised that if the additional funding for the facility was not approved by Council, then the tender for the facility would not be let.

Attendance: Councillor Rainey left the meeting at 12.33pm.

In response to questions about the loss of the public tennis courts, Mr Ward advised that the matter would be considered as part of the Stoke Urban Design Strategy which was under development.

Attendance: Councillor Ward left the meeting from 12.35pm to 12.37pm.
Councillor Rainey returned to the meeting at 12.42pm.

The meeting moved to item 17 of the agenda, the Community Services Committee minutes from 18 August 2016.

8. Community Services Committee - 18 August 2016

Document number M2095, agenda pages 167 - 176 refer.

Resolved CL/2016/242

THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 18 August 2016, be received.

Rainey/Noonan

Carried

8.1 Stoke Community and Sport Facility - Tender Feedback

Councillor Ward, seconded by Councillor Davy, moved the recommendation from the Community Services Committee.

Councillor Lawrey, seconded by Councillor Copeland, moved an amendment to the motion to include:

AND THAT Council seeks expressions of interest in operating a café in the Stoke Community and Sports Facility.

Several councillors indicated support for the amendment as it seemed reasonable to determine if there was any interest in operating a café at the facility.

Attendance: The meeting adjourned from 12.52pm to 12.55pm.

It was noted that further time to was required ensure the amendment was worded suitably.

Attendance: The meeting adjourned for lunch from 12.56pm to 1.28pm.

The meeting considered proposed wording from officers for the amendment. The Chief Executive, Clare Hadley, advised that any expression of interest material would be explicit that there was no funding available from Council for the fit out of a café. Officers advised that for clarity, the amendment should clearly reflect that any café would be leased.

The mover and seconder agreed to modify the amendment to:

AND THAT in line with Council consideration on 23 July 2015 and resolution CL/2015/026, Council seeks expressions of interest in leasing a café in the Stoke Community and Sports Facility.

Councillors for the amendment supported the aim of having a café opening alongside the opening of the building. Those against felt it may give the impression that Council would provide the fit out for the café, and noted that the Stoke community and businesses had not asked for a café.

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

Councillors for the motion felt it was money well spent, and the Stoke community had been waiting for development and commitment from Council. A view was expressed that the decision should not be made prior to consideration of the Stoke Urban Design Strategy, and that consultation had not been carried out correctly.

The motion was put and 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	No
Councillor Skinner	Aye
Councillor Ward	Aye
Her Worship the Mayor	Aye

The motion was passed, 12-1.

Resolved CL/2016/243

Approves that an additional \$350,000 be included in the 2016/17 financial year to complete the Stoke Community and Sport Facility project;

AND THAT in line with Council consideration on 23 July 2015 and resolution CL/2015/026, Council seeks expressions of interest in leasing a

café in the Stoke Community and Sports Facility

Ward/Davy

Carried

The meeting moved to consider the earlier items on the agenda, starting at item 5 – Confirmation of Minutes.

9. Confirmation of Minutes

9.1 28 July 2016

Document number M2043, agenda pages 16 - 32 refer.

Resolved CL/2016/244

THAT the minutes of the meeting of the Council, held on 28 July 2016, be confirmed as a true and correct record.

Davy/McGurk

Carried

9.2 29 July 2016 - Extraordinary Meeting

Document number M2047, agenda pages 33 - 35 refer.

Resolved CL/2016/245

THAT the minutes of the extraordinary meeting of the Council, held on 29 July 2016, be confirmed as a true and correct record.

Davy/McGurk

Carried

10. Status Report - Council - 8 September 2016

Document number R6516, agenda pages 36 - 49 refer.

In response to questions, officers provided further detail regarding green waste stockpiling at York Valley Landfill and consultation with users of the Waahi Taakaro Golf Course.

Resolved CL/2016/246

THAT the Status Report Council 8 September 2016 (R6516) and its attachment (A1168168) be received.

Noonan/McGurk

Carried

11. Mayor's Report (continued)

The meeting considered the remaining items on the Mayor's Report.

Her Worship the Mayor advised the letter to the Minister for Social Housing and the Minister for Social Development, regarding emergency housing, had been sent on 7 September 2016 and had been acknowledged.

12. Plan Change A3 - Woodburners - Operative Date

Document number R6465, agenda pages 57 - 93 refer.

Environmental Programmes Adviser, Richard Frizzell, and Senior Planning Adviser, Mark Leggett, presented the report.

Attendance: Councillor Skinner declared an interest left the table at 2.33pm.

Resolved CL/2016/247

Receive the report Plan Change A3 - Woodburners - Operative Date and its attachments (A1580627) and (A1601106);

Approve Plan Change A3 Nelson Air Quality Plan - Woodburners (A1580627) as operative on 19 September 2016, pursuant to Clause 20(1) of the First Schedule of the Resource Management Act 1991.

Davy/Ward

Carried

Attendance: Councillor Skinner returned to the table at 2.34pm.

13. Administrative Matters

Document number R6108, agenda pages 94 - 112 refer.

Manager Administration, Penny Langley, presented the report.

A correction was noted to Councillor McGurk's attendance at the 2 June 2016 Planning and Regulatory Committee, as it showed as 'n/a' when he had attended. It was also noted that Councillor Lawrey should show as 'n/a' instead of 'n' for the Nelson Regional Sewerage Business Unit meeting on 24 June 2016.

Resolved CL/2016/248

Receives the amended report Administrative Matters (R6108) and its attachments (A1323219, A1103850, A1606906, A1006782, and A1550618);

Confirms the approval of the fixing of the seal in relation to those documents and the warrants of appointment detailed in the Schedule of Documents Sealed (A1550618).

Davy/Lawrey

Carried

14. Freedom Camping - redirection of budget provision

Document number R6523, agenda pages 113 - 115 refer.

Attendance: Councillor Barker left the meeting from 2.35pm to 2.37pm.

Group Manager Community Services, Chris Ward, presented the report.

In response to a question, Mr Ward advised that he expected the Freedom Camping Strategy to be presented to Council early in the next triennium.

Attendance: Councillor McGurk left the meeting at 2.41pm.

Concern was expressed that the project to install sinks had been in line with the current behaviour of freedom campers, and there was no policy in place to guide Council to act otherwise.

Attendance: Councillor McGurk returned to the meeting at 2.43pm.

Mr Ward confirmed that, if approved, the signs would be installed promptly, in time for the busy summer season. He spoke about the process to date and summarised consultant advice which had been to not install infrastructure at this time.

Resolved CL/2016/249

Receives the report Freedom Camping - redirection of budget provision (R6523) ;

Approves the redirection of \$10,000 capital expenditure in the Annual Plan 2016/17 for signage targeted at freedom campers (instead of providing two sinks at two locations).

Davy/Noonan

Carried

REPORTS FROM COMMITTEES

15. Chief Executive Employment Committee - 1 August 2016

Document number M2051, agenda pages 143 - 146 refer.

Resolved CL/2016/250

THAT the minutes of a meeting of the Chief Executive Employment Committee, held on 1 August 2016, be received.

Her Worship the Mayor/Matheson

Carried

16. Works and Infrastructure Committee - 4 August 2016

Document number M2053, agenda pages 147 - 154 refer.

Resolved CL/2016/251

THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 4 August 2016, be received.

Davy/Skinner

Carried

16.1. Stoke Urban Design - Progress Transport Projects

Resolved CL/2016/252

Approve bringing forward \$85,000 from the 2018/19 Stoke Centre Enhancement Fund to enable the construction of Main Road Stoke traffic calming stage I to take place in 2017/18.

Davy/Noonan

Carried

16.2 40 Frenchay Drive Easement for Purposes of Electricity Supply

Resolved CL/2016/253

Grant the proposed easement over Lot 31 DP 487620, adjoining the boundary with Lot 29 DP 487620, in favour of land owned by Hammock Hill Family Trust (CFR 703598) pursuant to section 48 of the Reserves Act 1977;

Agree that all costs incurred by Council in this matter will be met by the Hammock Hill Family Trust.

Davy/Skinner

Carried

17. Planning and Regulatory Committee - 11 August 2016

Document number M2077, agenda pages 155 - 162 refer.

Resolved CL/2016/254

THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 11 August 2016, be received.

McGurk/Fulton

Carried

18. Chief Executive Employment Committee - 16 August 2016

Document number M2086, agenda pages 163 - 166 refer.

Resolved CL/2016/255

THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 16 August 2016, be received.

Her Worship the Mayor/Acland

Carried

19. Community Services Committee – 18 August 2016 (continued)

Attendance: Councillor Lawrey left the meeting from 2.47pm to 2.49pm.

19.1 Campground Review

Resolved CL/2016/256

Adopts the four key recommendations in the Campground Review (A1448988) in order to inform the Parks and Reserves Asset Management Plan and to support future lease arrangements. The recommendations are summarised as:

- 1. Council should identify its strategic requirements around the provision of campgrounds and prioritise these.***
- 2. Council should encourage each campground to work with Nelson Tasman Tourism to plan for improved marketing.***
- 3. Each Campground should review its development plans to ensure that facilities are optimised around their target markets.***

4. Each lease should be reviewed prior to renewal, to ensure operators are incentivised to perform well, taking account of social and economic benefits.

Rainey/Noonan

Carried

19.2 Nelson Marina Advisory Group

Resolved CL/2016/257

Establishes the Nelson Marina Advisory Group;

Approves the Terms of Reference (A1583567) for the Nelson Marina Advisory Group;

Delegates responsibility for appointing members to the Nelson Marina Advisory Group to a panel consisting of the Mayor, Deputy Mayor and Chair of Community Services.

Rainey/Noonan

Carried

20. Joint Shareholders Committee - 23 August 2016

Document number M2100, agenda pages 177 - 181 refer.

Resolved CL/2016/258

THAT the unconfirmed minutes of a meeting of the Joint Shareholders Committee, held on 23 August 2016, be received.

Barker/Davy

Carried

21. Civil Defence Emergency Management Group - 23 August 2016

Document number M1837, agenda pages 182 - 184 refer.

Resolved CL/2016/259

THAT the unconfirmed minutes of a meeting of the Civil Defence Emergency Management Group, held on 23 August 2016, be received.

Her Worship the Mayor/Barker

Carried

22. Governance Committee - 25 August 2016

Document number M2109, agenda pages 185 - 195 refer.

Resolved CL/2016/260

THAT the unconfirmed minutes of a meeting of the Governance Committee, held on 25 August 2016, be received.

Barker/Acland

Carried

- 22.1 The Nelson Regional Development Agency (NRDA) draft Statement of Intent 2016/17

Resolved CL/2016/261

THAT the Nelson Regional Development Agency Statement of Intent 2016/17 (A1603844) be approved subject to any minor edits.

Barker/Acland

Carried

- 22.2 Nelson Cycle Lift Society – approval of project plan

Attendance: Councillor Rainey declared an interest and left the table at 2.52pm.

Councillor Barker, seconded by Councillor Acland, moved the recommendation from the Governance Committee.

It was agreed the motion would be left to lie on the table until representatives from the Nelson Cycle Lift Society joined the meeting.

Attendance: Councillor Rainey returned to the table at 2.55pm.

- 22.3 Draft Annual Report 2015/16

Resolved CL/2016/262

Note the draft Annual Report 2015/16 has been prepared and will be audited before being presented to Council for adoption.

Barker/Noonan

Carried

- 22.4 Carry Forwards from 2015/16

Resolved CL/2016/263

That the Council:

Approve the carry forward of \$16,029,000 unspent capital budget for use in 2016/17;

Approve the offsetting of \$219,000 of capital spent in 2015/16 against 2016/17 budgets;

Approve the carry forward of \$3,085,203 of unspent operating budget for use in 2016/17.

Note savings in 2015/16 capital expenditure of \$2,619,000.

Barker/Davy

Carried

- 22.5 Corporate Report to 31 May 2016
Item from Audit, Risk and Finance Subcommittee meeting - 4/08/2016

Resolved CL/2016/264

THAT unbudgeted expenditure of \$50,000 be approved for engaging external resource to assist delivering the Internal Audit Plan 2016/17.

Barker/McGurk

Carried

- 22.6 Internal Audit Report to 30 June 2016
Item from Audit, Risk and Finance Subcommittee meeting - 4/08/2016

It was noted that the report number needed to be added to the recommendation for clarity.

Resolved CL/2016/265

That the Council:

NOTE the internal audit findings, recommendations and status of action plans up to 30 June 2016 as per report R6205.

Barker/McGurk

Carried

Attendance: The meeting adjourned from 2.58pm to 3.01pm. At 3.01pm Councillor Rainey declared an interest and left the table.

- 22.7 Nelson Cycle Lift Society – approval of project plan (continued)

Jo Rainey, Chairman, and John Rollston, of the Nelson Cycle Lift Society, joined the meeting.

Mr Rainey summarised the proposal to develop a world class adventure park in the Fringed Hill area. He said that a fundamental module of this work was to develop a business case for a gondola/lift service. Mr Rainey highlighted that it was too early to engage with potential investors as a robust business case had not been prepared.

Mr Rollston spoke about the need to assess return on investment and feasibility, while also looking at the wider impact on Nelson, especially in terms of visitor numbers and their length of stay.

In response to questions, Mr Rollston said that inclusion of a café/restaurant facility would be an investor decision. He emphasised the aim in developing a business case was to determine if anything major would prohibit the gondola development. Mr Rollston confirmed that if the business case showed no major issues, then the Society would start to look for investors.

In response to questions, Mr Rainey said the Society was aiming to have Stage One of the business case development complete by February 2017. He said the Society had offered to speak with members of the Brook community any time they wished. Mr Rainey confirmed that members of the Society were volunteers. He also clarified that the document would not be a prospectus and was pre-commercial.

Mixed views were expressed by councillors, however the majority of councillors supported the grant due to the project's potential influence on growth in the region.

Resolved CL/2016/266

THAT pursuant to Standing Order 3.12.1, the motion under debate now be put.

Ward/Acland

Carried

The motion was put, and a division was called.

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

The motion was passed, 10-2.

Resolved CL/2016/267

THAT the \$50,000 of funding allocated in the 2016/17 Annual Plan be released to the Nelson Cycle Lift Society for further development of the business case and for advice on the economic contribution of a gondola to mountain biking and the city, with the following condition:

THAT the brief for the economic assessment be signed off by the Chief Executives of Nelson City Council and the Nelson Regional Development Agency.

Barker/Acland

Carried

Attendance: Councillors Matheson and Noonan left the meeting and Councillor Rainey returned to the meeting at 3.49pm.

23. Extend meeting beyond six hours

Resolved CL/2016/268

THAT the meeting continue beyond six hours.

Her Worship the Mayor/Acland

Carried

24. Exclusion of the Public

Resolved CL/2016/269

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:

Barker/Her Worship the Mayor

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	Section 48(1)(a)	The withholding of the information is necessary:

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	Minutes - 28 July 2016	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"> • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). • 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 subject of the information. • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.
2	Extraordinary Council Meeting - Public Excluded Minutes - 29 July 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)(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).
3	Public Excluded Status Report - Council - 8 September 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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities • Section 7(2)(i)

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
			To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
4	Chief Executive KPIs 2016/17 - 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 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
5	Proposed asset sale of the Punawai	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)(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 subject of the information • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
6	Chief Executive Employment Committee Meeting - Public Excluded Minutes - 1 August 2016 These minutes contain a recommendation to Council 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"> • Section 7(2)(c)(i) To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where

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"> Chief Executive Performance Review 2015/16 		<p>the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied.</p> <ul style="list-style-type: none"> Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.
7	<p>Chief Executive Employment Committee Meeting - Public Excluded Minutes - 16 August 2016</p> <p>These minutes contain recommendations to Council regarding</p> <ul style="list-style-type: none"> Chief Executive Performance Assessment 2015/16 Chief Executive Remuneration Review 2015/16 	<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.
8	<p>Community Services Committee Meeting - Public Excluded Minutes - 18 August 2016</p> <p>These minutes contain recommendations to Council regarding</p> <ul style="list-style-type: none"> Community and Commercial 	<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). Section 7(2)(a) To protect the privacy of natural persons, including that of a

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<p>Leases</p> <ul style="list-style-type: none"> • Community Investment Funding Panel Appointment 		deceased person.
9	<p>Joint Shareholders Committee Meeting - Public Excluded Minutes - 23 August 2016</p> <p>These minutes contain no recommendations to Council</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. • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.
10	<p>Governance Committee Meeting - Public Excluded Minutes - 25 August 2016</p> <p>These minutes contain recommendations to Council regarding</p> <ul style="list-style-type: none"> • Land Purchase – Nelson Marina • Forestry Review • Internal Audit Findings • Detailed Property Assessment: Emano 	<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). • 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 subject of the information. • Section 7(2)(h)

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"> • Review of Forestry • Property Matters – 1 Kinzett Terrace 		<p>To enable the local authority to carry out, without prejudice or disadvantage, commercial activities.</p> <ul style="list-style-type: none"> • Section 7(2)(j) To prevent the disclosure or use of official information for improper gain or improper advantage.

The meeting went into public excluded session at 3.50pm and resumed in public session at 4.38pm, during which time Councillors Fulton and Lawrey left the meeting.

25. Re-admittance of the Public

Resolved CL/2016/270

THAT the public be re-admitted to the meeting.

Her Worship the Mayor/Skinner

Carried

There being no further business the meeting ended at 4.39pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date