



# AGENDA

**Ordinary meeting of the**

**Nelson City Council**

**Thursday 2 March 2017  
Commencing at 9.00am  
Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

Membership: Her Worship the Mayor Rachel Reese (Chairperson), Councillors Luke Acland, Ian Barker, Mel Courtney, Bill Dahlberg, Kate Fulton, Matt Lawrey, Paul Matheson, Brian McGurk, Gaile Noonan, Mike Rutledge, Tim Skinner and Stuart Walker

**Opening Prayer**

**1. Apologies**

Nil

**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**

4.1 Jim Hilton

Jim Hilton will speak about the lack of public consultation about the Brook Waimarama Sanctuary Trust's (BWST) plans to helicopter drop 26.5 tonnes of Brodifacoum poison into the Brook Valley, Nelson's first public water reserve.

**5. Notice of Motion - 250 Haven Road**

**5 - 9**

Document number R7226

Recommendation

***That the Council***

***Demolish the building located at 250 Haven Road (known as the Four Seasons), and that the adjoining property boundaries be made good. The surface area remaining be compacted with base metal to form extra parking for people/families visiting the wharf and businesses in the vicinity and that these works be completed by 30 June 2017***

**6. Notice of Motion: Revocation of resolution and substitution with another**

**10 - 14**

Document number R7229

Recommendation

***That the Council***

***Revoke its resolution (CL/2016/320) regarding the Anzac Park Link - Concept Design Approval passed on 15 December 2016 as follows:***

*That the Council*

*Receives the report Anzac Park Link - Concept Design Approval (R6850) and its attachment (A1669707); and*

*Approves design and construction of option 3 (as presented in report R6617) - Haven Road shared path adjacent to ANZAC Park, noting that construction will commence in 2016/17, with work including a pedestrian refuge on Rutherford Street, at an estimated total cost of \$255,000; and*

*Approves a re-allocation of \$58,000 from within the overall Walk Cycle Programme to the Haven Road shared path adjacent to ANZAC Park project; and*

*Notes the primary purpose of this project is to connect the St Vincent Street cycleway to the central business district; and*

*Notes that for the network of cycleways to function effectively, an arterial cycle route to connect The Wood and Nelson East will be required; and*

*Notes that connection of the Haven Road shared path to the Maitai Path would be best achieved via a cycle facility that runs through the Halifax/Rutherford Street signalised intersection and alongside Paru Paru Road and this will be considered in the 2018/28 Long Term Plan and 2018/2021 Regional Land Transport Plan.*

***Approves an allocation of up to \$80,000 for design and construction of a refuge to provide a safe Rutherford Street Crossing.***

## **PUBLIC EXCLUDED BUSINESS**

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

Recommendation

***That the Committee***

***Excludes the public 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>Major sporting event - request for funding</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 enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</li></ul>

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

Recommendation

***That the Committee***

***Re-admits the public to the meeting.***

#### **Note:**

- **Youth Councillors Emily Rais and Jenna Stallard will be in attendance at this meeting.**

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## **Notice of Motion - 250 Haven Road**

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

- 1.1 To consider the notice of motion from Councillor Mel Courtney regarding the demolition of the Council's asset at 250 Haven Road (Ex Four Seasons Building).

### **2. Delegations**

- 2.1 Council has the appropriate delegation to consider this notice of motion.

### **3. Recommendation**

*That the Council*

***Demolish the building located at 250 Haven Road (known as the Four Seasons), and that the adjoining property boundaries be made good. The surface area remaining be compacted with base metal to form extra parking for people/families visiting the wharf and businesses in the vicinity and that these works be completed by 30 June 2017***

### **4. Background**

- 4.1 The procedure for a Notice of Motion is dealt with in Council's Standing Orders. The relevant portions of the Standing Orders relating to this Notice of Motion are set out below:

**"Standing Order 3.10.1 Notices of Motion to be in writing**

Notices of motion must be in writing signed by the mover, stating the meeting at which it is proposed that the notice of motion be considered, and must be delivered to the Chief Executive at least 5 clear working days before such meeting."

- 4.2 A copy of the Notice of Motion received by the Chief Executive from Councillor Courtney is attached.
- 4.3 Background information from Officers is also attached.

Robyn Byrne  
**Team Leader Administration Advisers**

**Attachments**

Attachment 1: A1719542 - Notice of Motion: Councillor Courtney [↓](#)

Attachment 2: A1718227 - Background information from Officers [↓](#)

NOTICE OF MOTION

TO BE CONSIDERED AT THE NEXT MEETING OF THE NELSON CITY  
COUNCIL - 2 MARCH 2017

I move that the building located at 250 Haven Road, (known as the Four Seasons) be demolished and that the adjoining property boundaries be made good. The surface area remaining to be compacted with base metal to form extra parking for people/families visiting the wharf and businesses in the vicinity, and that these works be completed by 30 June 2017.

Mover of the Notice of Motion ...

*Melvyn F. Courtney*  19-01-20

Seconder of the Notice of Motion...

*STUART WALKER.*

 19-2-7.

### **Background information from Officers on 250 Haven Road for consideration**

- 1.1 The building is utilised currently as a store for the Nelson City Council Festivals Team. The current agreement runs until 28 February 2018 but has a one month termination notice period to vacate if required.
- 1.2 Property records indicate the building has received limited lessee interest since Four Seasons vacated the building over 7 years ago.
- 1.3 The buildings internal layout is inflexible as it is a mix of different structures pieced together over time. Additionally its general condition is tired requiring further investment to create greater flexible space and improve the condition of the building.
- 1.4 The building, whilst not designated as earthquake prone, has a rating of only 24% of the new building standard (NBS). The cost to increase the buildings seismic rating up to 67% NBS is likely to be around the order of \$80,000.
- 1.5 Early Haven Precinct concept design work, currently underway, indicates that this area serving as a car park in the short to medium term would not be in conflict with longer term design. Traffic planning input would be required.
- 1.6 The likely cost to undertake the works requested in this Notice of Motion is in the order of \$160,000. Noting this is only a preliminary estimate and is dependent on extent of asbestos to be removed and level of making good to adjoining properties required. The asbestos and making good work is being assessed currently but it could see this figure rise to around \$220,000 plus GST.
- 1.7 The current Annual Plan and draft annual plan 2017/18 has no allocated budget for this work so it would be an unbudgeted cost.
- 1.8 There are no Capital Projects Team resources available between now and 30 June 2017 to project manage this additional project. If this project was to be deferred to the 2017/18 financial year, Capital Projects Team resources would need to be provided by deferring an existing programmed project of equal complexity.
- 1.9 Whilst preparation and enabling works, including obtaining a building consent, could potentially commence before 30 June



2017, it is not likely the works could be completed by 30 June 2017.

## Notice of Motion: Revocation of resolution and substitution with another

### 1. Purpose of Report

- 1.1 To consider the notice of motion from Councillor Stewart Walker (A1717792)

### 2. Delegations

- 2.1 Council has the appropriate delegation to consider this notice of motion which is a request to revoke the Council resolution CI/2016/320 which was resolved at the Council meeting on 15 December 2016. This item was referred to Council from the Works & Infrastructure Committee meeting on 17 November 2016.

### 3. Recommendation

#### ***That the Council***

#### ***Revoke its resolution (CL/2016/320) regarding the Anzac Park Link - Concept Design Approval passed on 15 December 2016 as follows:***

*That the Council*

*Receives the report Anzac Park Link - Concept Design Approval (R6850) and its attachment (A1669707); and*

*Approves design and construction of option 3 (as presented in report R6617) - Haven Road shared path adjacent to ANZAC Park, noting that construction will commence in 2016/17, with work including a pedestrian refuge on Rutherford Street, at an estimated total cost of \$255,000; and*

*Approves a re-allocation of \$58,000 from within the overall Walk Cycle Programme to the Haven Road shared path adjacent to ANZAC Park project; and*

*Notes the primary purpose of this project is to*

*connect the St Vincent Street cycleway to the central business district; and*

*Notes that for the network of cycleways to function effectively, an arterial cycle route to connect The Wood and Nelson East will be required; and*

*Notes that connection of the Haven Road shared path to the Maitai Path would be best achieved via a cycle facility that runs through the Halifax/Rutherford Street signalised intersection and alongside Paru Paru Road and this will be considered in the 2018/28 Long Term Plan and 2018/2021 Regional Land Transport Plan.*

**Approves an allocation of up to \$80,000 for design and construction of a refuge to provide a safe Rutherford Street Crossing.**

#### **4. Background**

- 4.1 The procedure for a Notice of Motion is dealt with in Council's Standing Orders. The relevant portions of the Standing Orders relating to this Notice of Motion are set out below:

##### **Standing Order 3.9.15 Revocation or alteration of resolutions**

A notice of motion for the revocation or alteration of all or part of a previous resolution of the Local Authority is to be given to the Chief Executive by the member intending to move such a motion.

- (a) Such notice is to set out:
  - i. The resolution or part thereof which it is proposed to revoke or alter;
  - ii. The meeting date when it was passed; and
  - iii. The motion, if any, that is intended to be moved in substitution thereof.
- (b) Such notice is to be given to the Chief Executive at least 5 clear working days before the meeting at which it is proposed to consider such a motion and is to be signed by not less than one third of the members of the Local Authority, including vacancies.
- (c) The Chief Executive must then give members at least 2 clear working days notice in writing of the intended motion and of the meeting at which it is proposed to move such.

##### **Standing Order 3.10.1 Notices of Motion to be in writing**

Notices of motion must be in writing signed by the mover, stating the meeting at which it is proposed that the notice of motion be considered, and must be delivered to the Chief Executive at least 5 clear working days before such meeting.

- 4.1.1 A copy of the Notice of Motion received by the Chief Executive from Councillor Walker is attached.

Robyn Byrne  
**Team Leader Administration Advisers**

**Attachments**

Attachment 1: A1717792 Notice of Motion Cr Walker 02Mar17 [↓](#)

22/2/17 RG

**Notice of Motion**

To Clare Hadley, Chief Executive – Nelson City Council

I propose that this Notice of Motion be considered at the Council meeting to be held on 2 March 2017.

It is recommended that the Council

**Revoke its resolution (CL/2016/320) regarding the Anzac Park Link - Concept Design Approval passed on 15 December 2016 as follows:**

*That the Council*

*Receives the report Anzac Park Link - Concept Design Approval (R6850) and its attachment (A1669707); and*

*Approves design and construction of option 3 (as presented in report R6617) - Haven Road shared path adjacent to ANZAC Park, noting that construction will commence in 2016/17, with work including a pedestrian refuge on Rutherford Street, at an estimated total cost of \$255,000; and*

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**Approves an allocation of up to \$80,000 for design and construction of a refuge to provide a safe Rutherford Street Crossing.**


Signed: Councillor Stuart Walker (Mover)

Dated: 22 February 2017



6. Notice of Motion: Revocation of resolution and substitution with another - Attachment 1 - A1717792 Notice of Motion Cr Walker 02Mar17

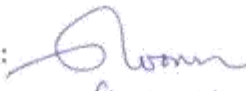
Signed:

  
M. F. COURTNEY

Signed:

  
Tim Skinner

Signed:

  
Gail Noonan

Signed:

  
Mike Rutledge