

Minutes of a meeting of the Nelson City Council

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

On Thursday 22 June 2017, commencing at 9.06am

Present: Her Worship the Mayor R Reese (Chairperson), Councillors I Barker, M Courtney, B Dahlberg, K Fulton, M Lawrey, P Matheson, B McGurk, G Noonan, T Skinner and S Walker

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), Administration Manager (P Langley), Manager Communications (P Shattock), Team Leader Administration Advisers (R Byrne), Administration Adviser (J McDougall), Mr A Joseph, Kaumatua, Mr D Johnston, Ngati Kuia, Ms A Kenney, Ngati Koata, and Mr J Murray

Apologies: Councillors L Acland and M Rutledge

Opening Prayer

Councillor Fulton gave the opening prayer.

1. Apologies

Resolved CL/2017/232

That the Council

***Receives and accepts the apologies from
Councillors Acland and Rutledge.***

Her Worship the Mayor/Matheson

Carried

2. Confirmation of Order of Business

Her Worship the Mayor advised that there was a late item for the public excluded part of the meeting, and that the following resolution needed to be passed for the item to be considered:

2.1 Mayor's Report – Commercial Negotiation

Resolved CL/2017/233

That the Council

Considers the public excluded item regarding Mayor's Report – Commercial Negotiation at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable a timely decision to be made.

Her Worship the Mayor/Matheson

Carried

3. Interests

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

4. Public Forum

There was no public forum.

5. Confirmation of minutes

5.1 4 May 2017

Document number M2548, agenda pages 24 - 46 refer.

Resolved CL/2017/234

That the Council

Confirms the minutes of the meeting of the Council, held on 4 May 2017, as a true and correct record.

Barker/Courtney

Carried

5.2 10 May 2017

Document number M2568, agenda pages 46 - 65 refer.

Resolved CL/2017/235

That the Council

Confirms the minutes of the meeting of the Council, held on 10 May 2017, as a true and correct record.

Her Worship the Mayor/Walker

Carried

5.3 16 May 2017

Document number M2583, agenda pages 66 - 69 refer.

Resolved CL/2017/236

That the Council

Confirms the minutes of the extraordinary meeting of the Council, held on 16 May 2017, as a true and correct record.

Barker/Noonan

Carried

5.1 23 May 2017

Document number M2609, agenda pages 70 - 91 refer.

Resolved CL/2017/237

That the Council

Confirms the minutes of the meeting of the Council, held on 23 May 2017, as a true and correct record.

Skinner/Walker

Carried

5.2 8 June 2017

Document number M2651, agenda pages 92 - 106 refer.

Resolved CL/2017/238

That the Council

Confirms the minutes of the meeting of the Council, held on 8 June 2017, as a true and correct record.

Matheson/Courtney

Carried

6. Status Report - Council - 22 June 2017

Document number R7909, agenda pages 107 - 117 refer.

Group Manager, Alec Louverdis and Senior Strategic Advisor, Nicky McDonald answered questions regarding items on the Status Report.

Resolved CL/2017/239

That the Council

Receives the Status Report Council 22 June 2017

(R7909) and its attachment (A1168168).

Noonan/Walker

Carried

7. Mayor's Report

Document number R7596, agenda pages 118 - 128 refer.

Her Worship the Mayor presented the report. She requested feedback from elected members on the remits to the Local Government New Zealand Conference.

Resolved CL/2017/240

That the Council

Receives the Mayor's Report (R7596) and its attachments (A1772372 and A1774133).

Her Worship the Mayor/Dahlberg

Carried

7.1 Conduct Review Panel

Resolved CL/2017/241

That the Council

Appoints Her Worship the Mayor, Councillors Dahlberg and McGurk to the Conduct Review Panel; and

Appoints Councillors Fulton, Courtney and Lawrey to replace any member on the Conduct Review Panel in the event of a conflict of interest or unavailability of a member.

Her Worship the Mayor/Noonan

Carried

8. Adoption of the Annual Plan 2017/18

Document number R7796, agenda pages 129 - 143 refer.

Group Manager Corporate Services, Nikki Harrison and Senior Strategic Adviser, Nicky McDonald presented the report item and noted minor amendments to the officers' recommendations.

Ms McDonald tabled replacement pages 72 – 74 (A1777629) and explained that the layout of the items had been improved.

Resolved CL/2017/242

That the Council

Receives the report Adoption of the Annual Plan

2017/18 (R7796) and its attachment (A1763548); and

Adopts the Annual Plan 2017/18 (A1763548); and

Delegates the Mayor and Chief Executive to make any necessary minor editorial amendments to the Annual Plan 2017/18; and

Sets the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing on 1 July 2017 and ending on 30 June 2018:

The revenue approved below will be raised by the rates and charges that follow.

Revenue approved:

General Rate	\$37,180,001
Uniform Annual General Charge	\$8,767,024
Stormwater and Flood Protection Charge	\$5,234,772
Waste Water Charge	\$7,265,032
Water Annual Charge	\$3,424,912
Water Volumetric Charge	\$7,991,460
Clean Heat Warm Homes and Solar Saver	\$490,200
Rates and Charges (excluding GST)	\$70,353,401
Goods and Services Tax (at the current rate)	\$10,553,010
Total Rates and Charges	\$80,906,411

The rates and charges below are GST inclusive.

(1) General Rate

A general rate set under section 13 of the Local Government (Rating) Act 2002, assessed on a differential land value basis as described below:

- a rate of 0.69042 cents in the dollar of land value on every rating unit in the "residential**

- single unit" category.

- *a rate of 0.69042 cents in the dollar of land value on every rating unit in the "residential empty section" category.*
- *a rate of 0.75946 cents in the dollar of land value on every rating unit in the "single residential unit forming part of a parent valuation, the remainder of which is non-rateable" category. This represents a 10% differential on land value.*
- *a rate of 0.75946 cents in the dollar of land value on every rating unit in the "multi residential" category. This represents a 10% differential on land value.*
- *a rate of 1.74470 cents in the dollar of land value on every rating unit in the "commercial – excluding inner city and Stoke commercial" subject to 100% commercial and industrial (occupied and empty) category. This represents a 152.7% differential on land value.*
- *a rate of 1.48096 cents in the dollar of land value on every rating unit in the "commercial – excluding inner city and Stoke commercial" subject to 25% residential and 75% commercial" category. This represents a 114.5% differential on land value.*
- *a rate of 1.21791 cents in the dollar of land value on every rating unit in the "commercial – excluding inner city and Stoke commercial" subject to 50% residential and 50% commercial" category. This represents a 76.4% differential on land value.*
- *a rate of 0.95416 cents in the dollar of land value on every rating unit in the "commercial – excluding inner city and Stoke commercial" subject to 75% residential and 25% commercial" category. This represents a 38.2% differential on land value.*
- *a rate of 2.52902 cents in the dollar of land value on every rating unit in the "commercial inner city" subject to 100% commercial and industrial (occupied and empty) category. This represents a 266.3% differential on land*

value.

- **a rate of 2.06920 cents in the dollar of land value on every rating unit in the "commercial inner city subject to 25% residential and 75% commercial" category. This represents a 199.7% differential on land value.**
- **a rate of 1.61007 cents in the dollar of land value on every rating unit in the "commercial inner city subject to 50% residential and 50% commercial" category. This represents a 133.2% differential on land value.**
- **a rate of 1.15024 cents in the dollar of land value on every rating unit in the "commercial inner city subject to 75% residential and 25% commercial" category. This represents a 66.6% differential on land value.**
- **a rate of 2.41510 cents in the dollar of land value on every rating unit in the "Stoke commercial subject to 100% commercial and industrial (occupied and empty)" category. This represents a 249.8% differential on land value.**
- **a rate of 1.98427 cents in the dollar of land value on every rating unit in the "Stoke commercial subject to 25% residential and 75% commercial" category. This represents a 187.4% differential on land value.**
- **a rate of 1.55276 cents in the dollar of land value on every rating unit in the "Stoke commercial subject to 50% residential and 50% commercial" category. This represents a 124.9% differential on land value.**
- **a rate of 1.12194 cents in the dollar of land value on every rating unit in the "Stoke commercial subject to 75% residential and 25% commercial" category. This represents a 62.5% differential on land value.**
- **a rate of 0.44877 cents in the dollar of land value on every rating unit in the "rural" category. This represents a minus 35% differential on land value.**
- **a rate of 0.62138 cents in the dollar of land value on every rating unit in the "small holding" category. This represents a minus**

10% differential on land value.

(2) Uniform Annual General Charge

A uniform annual general charge under section 15 of the Local Government (Rating) Act 2002 of \$428.80 per separately used or inhabited part of a rating unit.

(3) Stormwater and Flood Protection Charge

A targeted rate under section 16 of the Local Government (Rating) Act 2002 of \$287.64 per rating unit, this rate is payable by all ratepayers excluding rural rating units, rating units east of the Gentle Annie saddle, Saxton's Island and Council's stormwater network.

(4) Waste Water Charge

A targeted rate for waste water disposal under section 16 of the Local Government (Rating) Act 2002 of:

- \$407.97 per separately used or inhabited part of a residential, multi residential, rural and small holding rating units that is connected either directly or through a private drain to a public waste water drain.**
- For commercial rating units, a waste water charge of \$101.99 per separately used or inhabited part of a rating unit that is connected either directly or through a private drain to a public waste water drain. Note: a "trade" waste charge will also be levied.**

(5) Water Annual Charge

A targeted rate for water supply under Section 16 of the Local Government (Rating) Act 2002, of:

Water charge (per connection) \$189.32

(6) Water Volumetric Rate

A targeted rate for water provided under Section 19 of the Local Government (Rating) Act 2002, of:

Price of water:

Usage up to 10,000 cu.m/year \$1.964 per m³

Usage from 10,001 – 100,000 cu.m/year

\$1.550 per m³

Usage over 100,000 cu.m/year

\$1.222 per m³

Summer irrigation usage over 10,000 cu.m/year

(7) Clean Heat Warm Homes

A targeted rate per separately used or inhabited part of a rating unit that has been provided with home insulation and/or a heater to replace a non-complying solid fuel burner under Section 16 of the Local Government (Rating) Act 2002 in accordance with agreement of the original ratepayer, of:

- For properties levied the Clean Heat Warm Homes as a result of agreements entered into after 1 July 2011, the targeted rate for each year for 10 years will be the total cost of the installed works excluding GST, divided by 10, plus GST.**
- For properties levied the Clean Heat Warm Homes as a result of agreements entered into prior to 1 July 2011 the targeted rate of:**

Loan Assistance Range	Installation after 30 Sept 2010	Completed prior to 30 Sept 2010
\$1,400 to \$1,599	\$140.00	\$143.11
\$1,600 to \$1,799	\$160.00	\$163.56
\$1,800 to \$1,999	\$180.00	\$184.00
\$2,000 to \$2,199	\$200.00	\$204.44
\$2,200 to \$2,399	\$220.00	\$224.89
\$2,400 to \$2,599	\$240.00	\$245.34
\$2,600 to \$2,799	\$260.00	\$265.78
\$2,800 to \$2,999	\$280.00	\$286.22
\$3,000 to \$3,199	\$300.00	\$306.67
\$3,200 to \$3,399	\$320.00	\$327.11
\$3,400 to \$3,599	\$340.00	\$347.56
\$3,600 to \$3,799	\$360.00	\$368.00

\$3,800 to \$3,999	\$380.00	\$388.44
\$4,000 to \$4,199	\$400.00	\$408.89
\$4,200 to \$4,399	\$420.00	\$429.34
\$4,400 to \$4,599	\$440.00	\$449.78
\$4,600 to \$4,799	\$460.00	\$470.22
\$4,800 to \$4,999	\$480.00	\$490.67

(8) Solar Hot Water Systems

A targeted rate for any separately used or inhabited parts of a rating unit that has been provided with financial assistance to install a solar hot water system under Section 16 of the Local Government (Rating) Act 2002 in accordance with agreement of the original ratepayer, of the following factors on the extent of provision of service (net cost of the work including GST after deducting EECA grant, plus funding cost):

- **0.14964 (including GST) for agreements entered into prior to 1 July 2011, multiplied by the Net Cost of the Work adjusted for any increased GST.**
- **0.13847 (including GST) for agreements entered into after 1 July 2011 multiplied by the Net Cost of the Work.**

Other Rating Information:

Due Dates for Payment of Rates

The above rates (excluding water volumetric rates) are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson and shall be payable in four instalments on the following dates:

Instalment Number	Instalment Due Date	Last Date for Payment	Penalty Date
Instalment 1	1 August 2017	21 August 2017	25 August 2017
Instalment 2	1 November 2017	20 November 2017	24 November 2017
Instalment 3	1 February 2018	20 February 2018	26 February 2018
Instalment 4	1 May 2018	21 May 2018	25 May 2018

Rates instalments not paid on or by the Last Date for payment above will incur penalties as detailed in the section "Penalty on Rates".

Due Dates for Payment of Water Volumetric Rates

Residential water volumetric rates are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson and shall be payable on the following dates:

Billing Month	Last Date for Payment	Penalty Date
July 2017	20 September 2017	25 September 2017
August 2017	20 September 2017	25 September 2017
September 2017	20 October 2017	26 October 2017
October 2017	20 December 2017	8 January 2018
November 2017	20 December 2017	8 January 2018
December 2017	22 January 2018	26 January 2018
January 2018	20 March 2018	26 March 2018
February 2018	20 March 2018	26 March 2018
March 2018	20 April 2018	26 April 2018
April 2018	20 June 2018	26 June 2018
May 2018	20 June 2018	26 June 2018
June 2018	20 July 2018	26 July 2018

Special (final) water volumetric rates will be payable 14 days from the invoice date of the special (final) water reading as shown on the water invoice.

Commercial water volumetric rates are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson and shall be payable on the following dates:

Billing Month	Last Date for Payment	Penalty Date
July 2017	21 August 2017	25 August 2017
August 2017	20 September 2017	25 September 2017
September 2017	20 October 2017	26 October 2017
October 2017	20 November 2017	24 November 2018
November 2017	20 December 2017	8 January 2018
December 2017	22 January 2018	26 January 2018
January	20 February	26 February 2018

2018	2018	
February 2018	20 March 2018	26 March 2018
March 2018	20 April 2018	26 April 2018
April 2018	21 May 2018	25 May 2018
May 2018	20 June 2018	26 June 2018
June 2018	20 July 2018	26 July 2018

Penalty on Rates

Pursuant to Sections 57 and 58 of the Local Government (Rating) Act 2002, the Council authorises the following penalties on unpaid rates (excluding volumetric water rate accounts) and delegates authority to the Group Manager Corporate Services to apply them:

- **a charge of 10% of the amount of each rate instalment remaining unpaid on the penalty date as shown in the above table and also shown on each rate instalment notice.**
- **a charge of 10% will be added on 6 July 2017 to any balance from a previous rating year (including penalties previously charged) remaining outstanding on 5 July 2017.**
- **a further additional charge of 10% will be added on 8 January 2018 to any balance from a previous rating year (including penalties previously charged) remaining outstanding on 5 January 2018.**

Penalty on Water Volumetric Rates

Pursuant to Sections 57 and 58 of the Local Government (Rating) Act 2002, the Council authorises the following penalties on unpaid volumetric water rates and delegates authority to the Group Manager Corporate Services to apply them:

- **a charge of 10% of the amount of each volumetric water rate account remaining unpaid on the penalty date as shown in the above table and also shown on each volumetric water rate account.**

Penalty Remission

In accordance with Council's rate remission policy, the Council will approve the remission of the penalty added on instalment one due to late

payment provided the total annual rates are paid in full by 20 November 2017. If full payment of the annual rates is not paid by 20 November 2017 the penalties relating to the first instalment outlined above will apply.

The above penalties will not be charged where Council has agreed to a programme for payment of outstanding rates.

The Group Manager Corporate Services is given discretion to remit rates penalties either in whole or part in accordance with Council's approved rates remission policy, as may be amended from time to time.

Discount on Rates

Pursuant to Section 55 of the Local Government (Rating) Act 2002, the Council will allow a discount of 2.0 percent of the total rates (excluding volumetric water rates) where a ratepayer pays the year's rates in full on or before the Last Date for Payment for instalment one being 21 August 2017.

Payment of Rates

The rates shall be payable at the Council offices, Civic House, 110 Trafalgar Street, Nelson between the hours of 8.30am to 5.00pm Monday, Tuesday, Wednesday and Friday and 9.00am to 5.00pm Thursday.

Where any payment is made by a ratepayer that is less than the amount now payable, the Council will apply the payment firstly to any rates outstanding from previous rating years and then proportionately across all current year rates due.

Her Worship the Mayor/Barker

Carried

Attachments

1 A1777629 - pages 72 to 74 - Annual Plan 2017/18

9. Standing Orders Review 2017

Document number R7306, agenda pages 144 - 241 refer.

Administration Adviser, Linda Canton presented the report and noted feedback received from elected members.

It was agreed to take the recommendation in parts.

Resolved CL/2017/243

That the Council

Receives the report Standing Orders Review 2017 (R7306) and its attachments (A1757764 and A1754611).

Her Worship the Mayor/Noonan

Carried

This item was adjourned at 10.22am to allow for the farewell for the Chief Executive.

10. Farewell to Chief Executive

Mr Andy Joseph, Kaumatua joined the meeting and acknowledged the contribution that Chief Executive Clare Hadley had made to the city. Her Worship the Mayor thanked Mrs Hadley for her contribution and her support.

Mrs Hadley thanked the speakers and the staff for their support.

Mr David Johnston, Ngati Kuia acknowledged Mrs Hadley's contribution to the city. Mr Johnston conveyed apologies from others and noted that Adrienne Kenney from Ngati Koata was also present to farewell Mrs Hadley.

After the singing of a waiata, elected members expressed their appreciation of the Chief Executive's contribution.

Attendance: the meeting adjourned from 10.53am to 11.22am for morning tea

11. Standing Orders Review 2017 (continued)

11.1 Clauses 12.7 to 12.16 – audio or audio visual link

Attendance by audio or audio visual link in clauses 12.7 to 12.16 was discussed, and a variety of views were expressed.

It was noted that the quorum would still need to be met by elected members physically at the meeting, which limited the number of elected members who could participate by audio or audio visual link.

Resolved CL/2017/244

That the Council

Includes clauses 12.7 to 12.16 in Document A1754611 Standing Orders in reference to attendance at meetings by audio or audio visual link.

Her Worship the Mayor/Noonan

Carried

11.2 Clause 22.9 – when a motion is lost

Clause 22.9, about when a motion was lost was discussed and a variety of views were expressed.

The motion was put and a division was called.

Councillor Acland	Apology
Councillor Barker	No
Councillor Courtney	Aye
Councillor Dahlberg	Aye
Councillor Fulton	No
Councillor Lawrey	No
Councillor Matheson	Aye
Councillor McGurk	No
Councillor Noonan	Aye
Councillor Rutledge	Apology
Councillor Skinner	Aye
Councillor Walker	Aye
Her Worship the Mayor	No

The motion was passed, 6-5.

Resolved CL/2017/245

That the Council

Removes clause 22.9 in Document A1754611 Standing Orders in relation to where a motion is lost.

Her Worship the Mayor/Noonan

Carried

11.3 Adoption of Standing Orders and Date of Effect

Resolved CL/2017/246

That the Council

Adopts the proposed amended standing orders as set out in Attachment 2 (A1754611); and

Confirms the adopted Standing Orders take effect from 23 June 2017.

Her Worship the Mayor/Noonan

Carried

Attendance: the meeting adjourned from 12.07 to 12.12pm

12. Capital Expenditure Programme 2016-17 - Requests for change

Document number R7607, agenda pages 242 - 244 refer.

Group Manager Infrastructure, Alec Louverdis presented the report.

Resolved CL/2017/247

That the Council

Receives the report Capital Expenditure Programme 2016-17 - Requests for change.

Her Worship the Mayor/Skinner

Carried

Resolved CL/2017/248

That the Council

Approves, with respect to project 2274 Trafalgar Centre mother grid, that \$153,915 of 2016-17 budget be transferred to 2017-18; and

Approves, with respect to project 2272 Trafalgar Centre tiered seating renewal, that \$356,000 of 2016-17 budget be transferred to 2017-18; and

Approves, with respect to 2271 Trafalgar Centre benched seat replacement, that \$460,000 of 2016-17 budget be transferred to 2017-18; and

Approves, with respect to project 3082 Trafalgar Theatre, that \$185,000 of 2016-17 budget be transferred to 2017-18.

McGurk/Barker

Carried

13. Administrative Matters Report

Document number R7812, agenda pages 245 - 262 refer.

Administration Manager, Penny Langley presented the report and advised that clarification had been received from the Institute of Directors that the wording "members under 40" referred to "members under 40 years of age".

Resolved CL/2017/249

That the Council

Receives the corrected report Administrative Matters Report (R7812) and its attachments (A1771527, A1743623, A1770348, A1645289, and A1721158); and

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 (A1721158).

McGurk/Courtney

Carried

Attendance: the meeting adjourned for lunch from 12.38pm to 1.16pm, during which time Councillors Lawrey and Skinner left the meeting.

REPORTS FROM COMMITTEES

14. Hearings Panel - Other - 14 March 2017

Document number R7912, agenda pages 263 - 268 refer.

There was a discussion as to whether pitbull dogs were a recognised breed.

It was noted that a Select Committee was currently considering Dog Control rules and there was the option for Council to submit to this process.

Resolved CL/2017/250

That the Council

Receives the unconfirmed minutes of a meeting of the Hearing Panel – Other (A1734272), held on 14 March 2017.

Her Worship the Mayor/Barker

Carried

15. Works and Infrastructure Committee - 18 May 2017

Document number M2586, agenda pages 269 - 275 refer.

Resolved CL/2017/251

That the Council

Receives the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 18 May 2017.

Matheson/Walker

Carried

15.1 Maitai To Rocks Road Cycle Path - Approval of Route

Resolved CL/2017/252

That the Council

Approves removal of the \$1,579,785 funding and \$1,053,190 income line for this project from the 2017/18 Annual Plan, subject to NZTA internal approval for funding and leading project delivery.

Matheson/Walker

Carried

15.2 Capital Expenditure Programme 2016-17 Quarter 3 Progress Report

Resolved CL/2017/253

That the Council

Approves, with respect to project 1098 Walkway Lighting programme, that the project be removed from the 2016-17 work programme, noting that \$46,175 will not be spent in the current financial year; and

Approves, with respect to project 1187 Neale Park sewer pump station upgrade, that \$1,000,000 of 2016-17 budget be transferred to 2017-18 budget to align with the scheduled construction programme; and

Approves, with respect to project 1100 York Stream Channel upgrade, that \$865,055 of 2016-17 budget be transferred to 2017-18 and that \$305,195 additional budget be allocated to 2017-18 ; and

Approves, with respect to completed projects, that \$799,117 from 2016-17 budgets is released as savings; and

Approves, with respect to projects continuing into 2017-18, that \$3,045,121 of 2016-17 budget be transferred to the respective project budgets for 2017-18; and

Approves, with respect to completed stormwater projects, that \$419,805 of 2016-17 budget savings be transferred to project 1100 York Stream Culvert upgrade 2017-18 budget.

Matheson/Walker

Carried

16. Audit, Risk and Finance Subcommittee - 18 May 2017

Document number M2590, agenda pages 276 - 281 refer.

Resolved CL/2017/254

That the Council

Receives the unconfirmed minutes of a meeting of the Audit, Risk and Finance Subcommittee, held on 18 May 2017.

Barker/Dahlberg

Carried

16.1 Health and Safety: Quarterly Report

Resolved CL/2017/255

That the Council

Notes the report Health and Safety Quarterly Report (R7023) and its attachment (A1753457); and

Confirms the assessment of critical health and safety risks contained in the attachment (A1753457).

Barker/Dahlberg

Carried

16.2 Internal Audit Quarterly Report to 31 March 2017

Resolved CL/2017/256

That the Council

Notes the report Internal Audit Quarterly Report (R7569) and its attachment (A1747023).

Barker/Dahlberg

Carried

16.3 Tax Risk Governance Framework

Resolved CL/2017/257

That the Council

Adopts the Tax Risk Governance Framework (A1750676) with immediate effect.

Barker/Dahlberg

Carried

17. Planning and Regulatory Committee - 25 May 2017

Document number M2616, agenda pages 282 - 287 refer.

Resolved CL/2017/258

That the Council

Receives the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 25 May 2017.

McGurk/Her Worship the Mayor

Carried

17.1 Strategy and Environment Report for 1 January 2017 – 31 March 2017

Resolved CL/2017/259

That the Council

Approves that the following amounts in the Nelson Nature budget are being carried forward to the 2017/18 Financial Year:

- ***\$60,000 for Dun Mountain wilding conifer control***
- ***\$20,000 for the Department of Conservation animal and plant pest advisor***
- ***\$10,000 for the Taiwan Cherry feasibility study.***

McGurk/Her Worship the Mayor

Carried

17.2 Options for Extending Smokefree Policy

Attendance: Councillor Matheson declared an interest and left the meeting at 1.26pm.

Resolved CL/2017/260

That the Council

Approves extending its smokefree policy to include Council-run events, and working with partners to promote a smokefree message; and

Approves an allocation of \$3,500 unbudgeted operational funding in 2017/18 to the New Zealand Cancer Society Nelson Centre in support of a trial of smokefree outdoor dining in the city centre.

McGurk/Fulton

Carried

Attendance: Councillor Matheson returned to the meeting at 1.27pm.

17.3 Small-Scale Management Programme for Mediterranean Fanworm

Resolved CL/2017/261

That the Council

Approves \$36,000 per year for a three year period, commencing 2017/18 to fund the operational implementation of a Small-Scale Management Programme for Sabella.

McGurk/Dahlberg

Carried

18. Chief Executive Employment Committee - 16 May 2017

Document number M2579, agenda pages 288 - 292 refer.

Resolved CL/2017/262

That the Council

Receives the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 16 May 2017.

Her Worship the Mayor/Dahlberg

Carried

19. Sports and Recreation Committee - 30 May 2017

Document number M2624, agenda pages 293 - 298 refer.

Resolved CL/2017/263

That the Council

Receives the unconfirmed minutes of a meeting of the Sports and Recreation Committee, held on 30 May 2017.

Walker/Barker

Carried

Attendance: Councillor Lawrey returned to the meeting at 1.29pm.

19.1 Capital Expenditure Programme 2016-17 – Requests for change

Group Manager Infrastructure, Alec Louverdis provided updates relating to the projects.

Resolved CL/2017/264

That the Council

Approves, with respect to project 2909 Queens Gardens toilet, that \$187,403 of current year

budget be transferred to 2017-18 to align with the updated construction phasing; and

Approves, with respect to projects 2799 Tahuna Reserve Development fund, 1063 Reserve Development, and 2294 Rutherford Play Space, that \$50,381 from current year budgets is released as savings; and

Approves, with respect to project 3110 Marsden Valley Mountain Bike track stage one, that \$34,500 from current year budget be transferred to 2017-18; and

Approves, with respect to project 3111 The Brook Mountain Bike Hub, that \$30,000 from current year budget be transferred to 2017-18; and

Notes that updated officer advice on resourcing, timing and funding of projects will be confirmed at the Council meeting at which this recommendation is considered.

Courtney/Walker

Carried

20. Community Services Committee - 1 June 2017

Document number M2643, agenda pages 299 - 305 refer.

It was noted that under the item Chairperson's Report the second sentence should read: "She added that World Elder Abuse Awareness Day would take place on 15 June 2017."

Resolved CL/2017/265

That the Council

Receives the unconfirmed minutes of a meeting of the Community Services Committee, held on 1 June 2017.

Noonan/Courtney

Carried

20.1 Capital Expenditure Programme 2016-17 – Requests for Change

Group Manager Infrastructure, Alec Louverdis provided updates regarding these projects.

Resolved CL/2017/266

That the Council

Approves, with respect to project 2226 Elma

Turner Library improvements, that budget phasing for 2016-17, 2017-18, and 2018-19 is adjusted to \$30,000, \$175,000, and \$308,000 respectively; and

Approves, with respect to project 1175 Stoke Sports and Community Facility, that \$2,418,489 from 2016-17 budget is transferred to 2017-18.

Noonan/Courtney

Carried

21. Exclusion of the Public

Resolved CL/2017/267

That the Council

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:

Her Worship the Mayor/Barker

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 - 4 May 2017	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)(g) To maintain legal professional privilege. • 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)
			<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)(j) To prevent the disclosure or use of official information for improper gain or improper advantage.
2	Council Meeting - Public Excluded Minutes - 10 May 2017	<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)(j) To prevent the disclosure or use of official information for improper gain or improper advantage. • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person. • Section 7(2)(g) To maintain legal professional privilege. • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
3	Extraordinary Council Meeting - Public Excluded Minutes - 16 May 2017	<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.
4	Council Meeting - Public Excluded Minutes - 23 May 2017	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(c)(i) To protect information

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
		likely to result in disclosure of information for which good reason exists under section 7.	<p>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 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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
5	Council Meeting - Public Excluded Minutes - 8 June 2017	<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.
6	Status Report - Council - Public Excluded - 22 June 2017	<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 Section 7(2)(b)(ii) To protect information where the making available of 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)
			<p>information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</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	Greenmeadows Centre café lease	<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)
8	Works and Infrastructure Committee Meeting - Public Excluded Minutes - 18 May 2017	<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

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
			information.
9	Chief Executive Employment Committee Meeting - Public Excluded Minutes - 16 May 2017	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 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. Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person.
10	Sports and Recreation Committee Meeting - Public Excluded Minutes - 30 May 2017	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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
11	Community Services Committee Meeting - Public Excluded Minutes - 1 June 2017	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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
			industrial negotiations). <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)(j) To prevent the disclosure or use of official information for improper gain or improper advantage.
12	Late item: Mayor's Report – Commercial Negotiation	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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).

The meeting went into public excluded session at 1.40pm and resumed in public session at 3.22pm.

22. Re-admittance of the Public

Resolved CL/2017/268

That the Council

Re-admits the public to the meeting.

Her Worship the Mayor/Dahlberg

Carried

There being no further business the meeting ended at 3.22pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date