



AGENDA

Ordinary meeting of the

Commercial Subcommittee

Thursday 28 September 2017

**Commencing at the conclusion of Audit, Risk and Finance
Subcommittee**

Council Chamber

Civic House

110 Trafalgar Street, Nelson

Membership: Mr John Murray (Chairperson), Her Worship the Mayor Rachel Reese, Councillors Luke Acland, Ian Barker, and Mel Courtney and Mr John Peters

Guidelines for councillors attending the meeting, who are not members of the Committee, as set out in Standing Order 12.1:

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

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

1. Apologies

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

5. Confirmation of Minutes

5.1 18 August 2017

5 - 10

Document number M2823

Recommendation

That the Subcommittee

Confirms the minutes of the meeting of the Commercial Subcommittee, held on 18 August 2017, as a true and correct record.

6. Chairperson's Report

PUBLIC EXCLUDED BUSINESS

7. Exclusion of the Public

Recommendation

That the Subcommittee

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:

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	<p>Commercial Subcommittee Meeting - Public Excluded Minutes - 18 August 2017</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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).
2	<p>State Advances - RFP analysis</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

8. Re-admittance of the public

Recommendation

That the Subcommittee

Re-admits the public to the meeting.

Minutes of a meeting of the Commercial Subcommittee

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

On Friday 18 August 2017, commencing at 9.00am

Present: Mr J Murray (Chairperson), Her Worship the Mayor R Reese,
Councillors L Acland, I Barker, and M Courtney

In Attendance: Councillor G Noonan, Group Manager Infrastructure (A
Louverdis), Manager Building (M Brown), Manager
Communications (P Shattock) and Team Leader Governance (R
Byrne)

Apology: Mr J Peters

1. Apologies

Resolved COM/2017/032

That the Subcommittee

Receives and accepts the apology from Mr Peters.

Barker/Courtney

Carried

2. Confirmation of Order of Business

The Chair noted that Item 8: State Advances RFP Response update would be moved to the end of the meeting in order for the officer to provide an update on commercial activities in Public Excluded.

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 27 June 2017

Document number M2715, agenda pages 8 - 14 refer.

Resolved COM/2017/033

That the Subcommittee

Confirms the minutes of the meeting of the Commercial Subcommittee, held on 27 June 2017, as a true and correct record.

Courtney/Murray

Carried

6. Status Report - Commercial Subcommittee - 18 August 2017

Document number R8204, agenda pages 15 - 16 refer.

Resolved COM/2017/034

That the Subcommittee

Receives the Status Report Commercial Subcommittee 18 August 2017 (R8204) and its attachment (A1777192).

Barker/Courtney

Carried

7. Chairperson's Report

There was no update from the Chairperson.

8. Forestry Advisory Group - Revised Terms of Reference

Document number R7620, agenda pages 17 - 30 refer.

Group Manager Infrastructure Alec Louverdis presented the report.

Attendance: Councillor Acland joined the meeting at 9.16am.

The Committee discussed the membership of the Forestry Advisory Group.

Attendance: The meeting adjourned from 9.33am to 9.36am.

Resolved COM/2017/035

That the Subcommittee

Receives the report Forestry Advisory Group - Revised Terms of Reference (R7620) and its attachments (A1799225, A1739267, and A1799321).

Barker/Courtney

Carried

Recommendation to Council COM/2017/036

That the Council

Approves the revised Terms of Reference for the Forestry Advisory Group (Attachment Two, A1739267), noting that the revised Terms of Reference differ from the Council resolution passed on 8 September 2016, which adopted the recommendations of the Forestry Review, in the following manner – The revised Terms of Reference include :

- ***Delegated powers of the Forestry Advisory Group to recommend to the Commercial Subcommittee (rather than decide) the approval of budgets, and any other matters relating to commercial forestry operations; and***
- ***Officers having an advisory role only.***

Amends the Delegations Register to include the Forestry Advisory Group as set out in Attachment Three (A1799321).

Barker/Courtney

Carried

Councillor Acland requested that his vote against the motion be recorded.

9. Haven Precinct Redevelopment - 2017/18 Work Programme

Document number R7999, agenda pages 31 - 57 refer.

Manager Building, Martin Brown, presented his report and was asked to clarify the extent of the area to be included in the Request for Proposal.

Resolved COM/2017/037

***That the Subcommittee
Receives the report Haven Precinct
Redevelopment - 2017/18 Work Programme
(R7999) and its attachment (A1807600);***

Courtney/Barker

Carried

Recommendation to Council COM/2017/038

***That the Council
Approves the refined 'Visions and Goals' for the
Haven Precinct;***

Visions:

- ***Continuous and Quality Linkages with the Haven Precinct.***
- ***Reasons to visit, spend time, encourages spaces linked to the coastal environment as a whole.***
- ***Port and Marine underpinning the character of the Precincts Seafaring focus.***
- ***Safe, engaging and attractive.***

Goals:

- ***Public Realm within waterfront space.***
- ***Realistic asset retention, reuse and divestment.***
- ***Reasons to visit, spend time, encourages spaces linked to the coastal environment as a whole.***
- ***Development type – mix of public and private commercial opportunities.***
- ***Increased economic and social activity in the area.***

Approves the expenditure of part of the \$50,000 operational budget to produce a Haven Concept - Opportunity Proposal to invited interested parties to discuss options around the Haven Precinct Development area.

Courtney/Barker

Carried

10. Update on State Advances Request for Proposal

The Chair requested that this matter be dealt with in Public Excluded to allow Team Leader Property, Peter Hunter, to update the Subcommittee on commercial proposals.

11. Exclusion of the Public

Resolved COM/2017/039

That the Subcommittee

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:

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	Commercial Subcommittee Meeting – Public Excluded Minutes - 27 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)(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).
2	Public Excluded Status Report – Commercial	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)
	Subcommittee – 18 August 2017	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)(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.	Update on State advances RFP process.	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.

The meeting went into public excluded session at 9.55am and resumed in public session at 10.23am.

12. Re-admittance of the Public

Resolved COM/2017/040

That the Subcommittee

Re-admits the public to the meeting.

Barker/Courtney

Carried

There being no further business the meeting ended at 10.23pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date