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## Minutes of a meeting of the Nelson City Council

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

**On Thursday 21 June 2018, commencing at 9.04a.m.**

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

In Attendance: Chief Executive (P Dougherty), Group Manager Infrastructure (A Louverdis), Group Manager Environmental Management (C Barton), Group Manager Community Services (R Ball), Group Manager Corporate Services (N Harrison), Group Manager Strategy and Communications (N McDonald) Team Leader Governance (R Byrne) and Governance Adviser (E Stephenson)

Apologies : Councillor M Lawrey for lateness and Councillor I Barker for early departure.

### Opening Prayer

Councillor Dahlberg gave the opening prayer.

### 1. Apologies

Resolved CL/2018/137

***That the Council***

***Receives and accepts the apologies from Councillor Lawrey for lateness and Councillor Barker for early departure.***

Her Worship the Mayor/Walker

Carried

### 2. Confirmation of Order of Business

There were no changes to the order of business.

### **3. Interests**

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

Attendance: Councillor Lawrey joined the meeting at 9.09a.m.

### **4. Public Forum**

#### **4.1 The Farmers Market Committee - Location of the Farmers Market**

Andrew Lowe, Chairperson of the Nelson Farmers' Market and Dominic Ferretti spoke about the importance of the Nelson Farmers Market and its need to find a new location.

Mr Lowe thanked Council for its commitment in supporting the move to Maitai Boulevard. However there were two major factors that had caused a reduction in clientele - the impact of weather and distance from the Central Business District (CBD). Mr Lowe requested that Council consider a permanent move to Buxton carpark to enable the market to contribute to the vibrancy of the city centre. He noted retailers were supportive of this option and it would enable the market to rebuild its customer base and public profile.

Mr Lowe and Mr Ferretti answered questions on alternative locations and the option to return to Morrison Square.

#### **4.2 Jim Cable – Iwi Representation**

Mr Cable spoke about the amended Memorandum of Understanding (MOU) for Nelson Regional Sewerage Business Unit and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit. He noted that Council held a referendum in 2012 to establish a Māori ward, the outcome was 79% against the proposal and the cost to Council to hold the referendum was considerable. He felt that there was nothing in the Treaty of Waitangi that endorsed including iwi on boards or committees with voting rights and remuneration and that external appointments should be made on expertise.

#### **4.3 Jana McLaren- Funding for Natureland Wildlife Trust**

Attendance: Councillor Rutledge left the meeting at 9.25a.m.

Jana McLaren, representing a group of parents who supported Natureland, advised they were concerned at the reduction in Natureland's future funding. She said that Natureland was a great place to take their children, it provided a good mix of exotic and native species and that Natureland's conservation work provided additional learning opportunities for young children. Ms McLaren asked that the funding be reviewed in the Annual Plan 2019/20.

Attendance: Councillor Rutledge returned to the meeting at 9.37a.m.

## 5. Confirmation of Minutes

### 5.1 3 May 2018

Document number M3459, agenda pages 22 - 34 refer.

Resolved CL/2018/138

***That the Council***

***Confirms the minutes of the meeting of the Council, held on 3 May 2018, as a true and correct record.***

Barker/Courtney

Carried

### 5.2 15 May 2018

Document number M3482, agenda pages 35 - 84 refer.

It was noted that Councillor Dahlberg was an apology on 17 May 2018 and that his name be removed from the attendance list.

Resolved CL/2018/139

***That the Council***

***Confirms the amended minutes of the meeting of the Council, held on 15 May 2018, as a true and correct record.***

Courtney/Walker

Carried

### 5.3 24 May 2018 - Extraordinary Meeting

Document number M3513, agenda pages 85 - 88 refer.

Resolved CL/2018/140

***That the Council***

***Confirms the minutes of the extraordinary meeting of the Council, held on 24 May 2018, as a true and correct record.***

Her Worship the Mayor/Barker

Carried

## 6. Recommendations from Committees

### 6.1. Planning and Regulatory Committee - 29 May 2018

6.1.1 Nelson Biodiversity Strategy Revision 2017/18

Recommendation to Council

Resolved CL/2018/141

***That the Council***

***Adopts the revised Nelson Biodiversity Strategy 2017/18 (A1957147).***

Her Worship the Mayor/McGurk

Carried

6.2 Hearings Panel - Other - 5 June 2018

6.2.1 Network Tasman Easement - Annesbrook

Recommendation to Council

Resolved CL/2018/142

***That the Council***

***Grants consent for the easement in gross in favour of Network Tasman Limited over the area of Recreation Reserve shown on Attachment 1 (A1933063) with all legal and survey costs associated with the easement to be met by Network Tasman Limited as the party benefitted by the easement.***

Dahlberg/Barker

Carried

6.3 Governance Committee - 7 June 2018

6.3.1 Rates Remission for Land Affected by the 1 February 2018 Weather Event

Recommendation to Council

Resolved CL/2018/143

***That the Council***

***Approves that the 1 February 2018 weather event qualifies as a natural calamity for the purposes of applying the Rates Remission Policy for Land Affected by Natural Calamity; and***

***Approves the criteria for assessing rates remission for affected properties and the application process; and***

***Notes that a summary of approved applications and the total value of rates remitted will be provided to the Council later in 2018.***

Barker/Dahlberg

Carried

6.4 Regional Transport Committee – 19 June 2018

6.4.1 NZTA Proposed Projects for inclusion in the Nelson Regional Land Transport Plan

Recommendation to Council

Resolved CL/2018/144

***That the Council***

***Approves the revised Nelson Regional Land Transport Plan 2015-2021 (Mid-Term Review) and 2018 Regional Public Transport Plan (A1942674 as per Report R9325) for submission to the New Zealand Transport Agency prior to 30 June 2018.***

Rutledge/Noonan

Carried

**7. Petition in favour of protecting wild deer population in Marsden Valley**

Document number R9382, agenda pages 89 - 101 refer.

Resolved CL/2018/145

***That the Council***

***Receives the Petition in favour of protecting wild deer population in Marsden Valley (R9382) and its attachment (A1969247); and***

***Requests that a report on the options for the wild deer population in Marsden Valley be presented to a future Sports and Recreation Committee.***

Her Worship the Mayor/Skinner

Carried

**8. Mayor's Report**

Document number R9326, agenda pages 102 - 144 refer.

Her Worship the Mayor presented her report and asked members to provide feedback on the Remits to the Local Government New Zealand AGM by 6 July. It was noted that, along with Her Worship the Mayor and the Chief Executive, Councillors Dahlberg, Rutledge and Fulton were attending the LGNZ Conference.

Resolved CL/2018/146

***That the Council***

***Receives the report Mayor's Report (R9326) and its attachment (1989403); and***

***Appoints Councillors Acland, Barker, Matheson, Noonan, Rutledge, Skinner and Walker to replace any member on the Conduct Review Panel in the event of a conflict of interest or unavailability of a member; and***

***Nelson City Council Standing Orders section 14.1 Time Limits reference to speakers be amended as follows:***

***14.1 Time limits***

***A period of up to 30 minutes, or such longer time as the ~~meeting~~ Chair may determine, will be available for the public forum at each scheduled local authority meeting. Requests must be made to an ~~administration~~ governance adviser at least two clear days before the meeting; however this requirement may be waived by the Chairperson.***

***Individual speakers can speak for up to 5 minutes and representatives from organisations can speak for up to 10 minutes in total. No more than two speakers can speak on behalf of an organisation during a public forum. Where the number of speakers presenting in the public forum exceeds 6 in total, the Chairperson has discretion to restrict the speaking time permitted for all presenters.***

Her Worship the Mayor/Dahlberg

Carried

## **9. Special Housing Areas Requests May 2018**

Document number R9171, agenda pages 145 - 156 refer.

Attendance: Councillor Lawrey left the meeting at 9.58a.m.

Senior City Development Planner, Alastair Upton presented the report and advised that Council had previously received Special Housing Area requests for 3B, C and D Hill Street.

Attendance: Councillor Lawrey returned to the meeting at 9.59a.m.

Resolved CL/2018/147

***That the Council***

***Receives the report Special Housing Areas Requests May 2018 (R9171) and its attachment (A1978943); and***

***Approves 3A Hill Street North (A1978943), subject to the developer entering into a legal Deed with the Council which requires, amongst other matters, that the developer, at its sole cost:***

- (i) shall design, obtain all necessary consents for, and construct any additional infrastructure, or upgrades to the Council's infrastructure, required to support the development of the SHA; and***
- (ii) shall provide plans showing how the SHA development will integrate with the proposed development of the adjacent land at 3B and 3C Hill Street North, and the expected likely future development of adjacent residential zoned land including layout and connectivity of all infrastructure, for the approval by the Group Manager Infrastructure. The approval of the Group Manager Infrastructure shall be submitted with any application for resource consent under HASHAA; and***
- (iii) shall provide to the Council an assessment of the impact of the development of the wider Saxton Growth Area on the Saxton Creek upgrade, for the purposes of determining the requirements for stormwater management as part of any development in the proposed SHA, for the approval of the Group Manager Infrastructure. The approval of the Group Manager Infrastructure shall be submitted with any application for resource consent under HASHAA; and***
- (iv) shall submit the approval of the Urban Design Panel with any application for resource consent under HASHAA.***

Walker/Fulton

Carried

**10. Adoption of the Development Contributions Policy 2018**

Document number R9335, agenda pages 157 - 219 refer.

Team Leader City Development, Lisa Gibellini, presented the report.

Resolved CL/2018/148

***That the Council***

***Receives the report Adoption of the Development Contributions Policy 2018 (R9335) and its attachment A1964099; and***

***Adopts the Development Contributions Policy 2018 (A1964099).***

Barker/McGurk

Carried

**11. Adoption of Long Term Plan 2018-28**

Document number R9334, agenda pages 220 - 233 refer.

Group Manager Strategy and Communications, Nicky McDonald and Group Manager Corporate Services Nikki Harrison presented the report and tabled the unqualified audit from Audit New Zealand.

Resolved CL/2018/149

***That the Council***

***Receives the report Adoption of Long Term Plan 2018-28 (R9334) and its attachment (A1990404); and***

***Adopts the Revenue and Financing Policy (pages 181 – 206 of A1990404) and the Rates Remission Policy (page 207 -218 of A1990404); and***

***Adopts the Long Term Plan 2018-28 (A1990404) pursuant to Section 93 of the Local Government Act 2002;***

***Delegates the Mayor and Chief Executive to make any necessary minor editorial amendments prior to the release of the Long Term Plan 2018-28 to the public; and***

***Sets and assesses the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year***

**commencing on 1 July 2018 and ending on 30 June 2019.**

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

**Revenue approved:**

<b>General Rate</b>	<b>\$38,889,490</b>
<b>Uniform Annual General Charge</b>	<b>\$8,544,542</b>
<b>Stormwater and Flood Protection Charge</b>	<b>\$5,804,518</b>
<b>Waste Water Charge</b>	<b>\$7,793,889</b>
<b>Water Annual Charge</b>	<b>\$3,628,673</b>
<b>Water Volumetric Charge</b>	<b>\$8,466,904</b>
<b>Clean Heat Warm Homes and Solar Saver</b>	<b>\$460,019</b>
<b>Rates and Charges (excluding GST)</b>	<b>\$73,588,035</b>
<b>Goods and Services Tax (at the current rate)</b>	<b>\$11,038,205</b>
<b>Total Rates and Charges</b>	<b>\$84,626,240</b>

**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 0.72712 cents in the dollar of land value on every rating unit in the "residential – single unit" category.**
- a rate of 0.72712 cents in the dollar of land value on every rating unit in the "residential empty section" category.**
- a rate of 0.79983 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 plus 10% differential on land value.**

- ***a rate of 0.79983 cents in the dollar of land value on every rating unit in the "multi residential" category. This represents a plus 10% differential on land value.***
- ***a rate of 1.83016 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 plus 151.7% differential on land value.***
- ***a rate of 1.55458 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 plus 113.8% differential on land value.***
- ***a rate of 1.27900 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 plus 75.9% differential on land value.***
- ***a rate of 1.00270 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 plus 37.9% differential on land value.***
- ***a rate of 2.46057 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 plus 238.4% differential on land value.***
- ***a rate of 2.02721 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 plus 178.8% differential on land value.***
- ***a rate of 1.59384 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 plus 119.2% differential on land value.***

- **a rate of 1.16048 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 plus 59.6% differential on land value.**
- **a rate of 2.36677 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 plus 225.5% differential on land value.**
- **a rate of 1.95668 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 plus 169.1% differential on land value.**
- **a rate of 1.54731 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 plus 112.8% differential on land value.**
- **a rate of 1.13721 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 plus 56.4% differential on land value.**
- **a rate of 0.47263 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 0.65441 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 \$415.94 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 \$317.59 per**



**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 assessed the Clean Heat Warm Homes rate 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 assessed the Clean Heat Warm Homes rate as a result of agreements entered into prior to 1 July 2011 the targeted rate of:**

<b>Loan Range</b>	<b>Assistance</b>	<b>Installation after 30 Sept 2010</b>	<b>Completed prior to 30 Sept 2010</b>
<b>\$1,400 to \$1,599</b>		<b>\$140.00</b>	<b>\$143.11</b>
<b>\$1,600 to \$1,799</b>		<b>\$160.00</b>	<b>\$163.56</b>
<b>\$1,800 to \$1,999</b>		<b>\$180.00</b>	<b>\$184.00</b>
<b>\$2,000 to \$2,199</b>		<b>\$200.00</b>	<b>\$204.44</b>
<b>\$2,200 to \$2,399</b>		<b>\$220.00</b>	<b>\$224.89</b>
<b>\$2,400 to \$2,599</b>		<b>\$240.00</b>	<b>\$245.34</b>
<b>\$2,600 to \$2,799</b>		<b>\$260.00</b>	<b>\$265.78</b>
<b>\$2,800 to \$2,999</b>		<b>\$280.00</b>	<b>\$286.22</b>
<b>\$3,000 to \$3,199</b>		<b>\$300.00</b>	<b>\$306.67</b>
<b>\$3,200 to \$3,399</b>		<b>\$320.00</b>	<b>\$327.11</b>
<b>\$3,400 to \$3,599</b>		<b>\$340.00</b>	<b>\$347.56</b>
<b>\$3,600 to \$3,799</b>		<b>\$360.00</b>	<b>\$368.00</b>
<b>\$3,800 to \$3,999</b>		<b>\$380.00</b>	<b>\$388.44</b>
<b>\$4,000 to \$4,199</b>		<b>\$400.00</b>	<b>\$408.89</b>
<b>\$4,200 to \$4,399</b>		<b>\$420.00</b>	<b>\$429.34</b>
<b>\$4,400 to \$4,599</b>		<b>\$440.00</b>	<b>\$449.78</b>

<b>\$4,600 to \$4,799</b>	<b>\$460.00</b>	<b>\$470.22</b>
<b>\$4,800 to \$4,999</b>	<b>\$480.00</b>	<b>\$490.67</b>

**(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.**

**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:**

<b>Instalment Number</b>	<b>Instalment Due Date</b>	<b>Last Date for Payment</b>	<b>Penalty Date</b>
<b>Instalment 1</b>	<b>1 Aug 2018</b>	<b>20 Aug 2018</b>	<b>24 Aug 2018</b>
<b>Instalment 2</b>	<b>1 Nov 2018</b>	<b>20 Nov 2018</b>	<b>26 Nov 2018</b>
<b>Instalment 3</b>	<b>1 Feb 2019</b>	<b>20 Feb 2019</b>	<b>26 Feb 2019</b>
<b>Instalment 4</b>	<b>1 May 2019</b>	<b>20 May 2019</b>	<b>24 May 2019</b>

**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:**

<b>Billing Month</b>	<b>Last Date for Payment</b>	<b>Penalty Date</b>
<b>July 2018</b>	<b>20 September 2018</b>	<b>26 September 2018</b>
<b>August 2018</b>	<b>20 September 2018</b>	<b>26 September 2018</b>
<b>September 2018</b>	<b>22 October 2018</b>	<b>26 October 2018</b>
<b>October 2018</b>	<b>20 December 2018</b>	<b>8 January 2019</b>
<b>November 2018</b>	<b>20 December 2018</b>	<b>8 January 2019</b>
<b>December 2018</b>	<b>21 January 2019</b>	<b>25 January 2019</b>
<b>January 2019</b>	<b>20 March 2019</b>	<b>26 March 2019</b>
<b>February 2019</b>	<b>20 March 2019</b>	<b>26 March 2019</b>
<b>March 2019</b>	<b>22 April 2019</b>	<b>29 April 2019</b>
<b>April 2019</b>	<b>20 June 2019</b>	<b>26 June 2019</b>
<b>May 2019</b>	<b>20 June 2019</b>	<b>26 June 2019</b>
<b>June 2019</b>	<b>22 July 2019</b>	<b>26 July 2019</b>

**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:**

<b>Billing Month</b>	<b>Last Date for Payment</b>	<b>Penalty Date</b>
<b>July 2018</b>	<b>20 August 2018</b>	<b>24 August 2018</b>
<b>August 2018</b>	<b>20 September 2018</b>	<b>26 September 2018</b>

<b>September 2018</b>	<b>22 October 2018</b>	<b>26 October 2018</b>
<b>October 2018</b>	<b>20 November 2018</b>	<b>26 November 2018</b>
<b>November 2018</b>	<b>20 December 2018</b>	<b>8 January 2019</b>
<b>December 2018</b>	<b>21 January 2019</b>	<b>25 January 2019</b>
<b>January 2019</b>	<b>20 February 2019</b>	<b>26 February 2019</b>
<b>February 2019</b>	<b>20 March 2019</b>	<b>26 March 2019</b>
<b>March 2019</b>	<b>22 April 2019</b>	<b>29 April 2019</b>
<b>April 2019</b>	<b>20 May 2019</b>	<b>24 May 2019</b>
<b>May 2019</b>	<b>20 June 2019</b>	<b>26 June 2019</b>
<b>June 2019</b>	<b>22 July 2019</b>	<b>26 July 2019</b>

**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 after the last date for payment stated above, to be added on the penalty date as shown above.**
- **a charge of 10% will be added on 6 July 2018 to any balance from a previous rating year (including penalties previously charged) remaining outstanding on 1 July 2018.**
- **a further additional charge of 10% will be added on 8 January 2019 to rates (including penalties previously charged) to which a penalty has been added under the bullet point above and which remains unpaid on 7 January 2019.**

**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 after the last date for payment to be added on the penalty date as shown above.***

#### ***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 2018. If full payment of the annual rates is not paid by 20 November 2018 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 20 August 2018.***

#### ***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

Her Worship the Mayor thanked members and the officers for the work involved in preparing the Long Term Plan. She noted that Committees would be preparing work programmes to pick up the direction of the Long Term Plan and work on forward planning.

**12. Amended Memorandum of Understanding of the Nelson Regional Sewerage Business Unit and amended Terms of Reference of the Nelson Tasman Regional Landfill Business Unit**

Document number R9353, agenda pages 234 - 259 refer.

Chief Executive, Pat Dougherty, advised he had reviewed the recommendations to Council and proposed some amendments to ensure the relationship with iwi was clear. He noted that both the Units required expert view from iwi representatives, particularly as noted in the Resource Management Act and Local Government Act.

Group Manager Corporate Services, Nikki Harrison and Executive Officer, Michelle Joubert, presented the report.

Resolved CL/2018/150

***That the Council***

***Receives the report Amended Memorandum of Understanding of the Nelson Regional Sewerage Business Unit and amended Terms of Reference of the Nelson Tasman Regional Landfill Business Unit (R9353) and its attachments (A1983272, A1983271); and***

***Approves in principle, subject to support from iwi and equivalent approval by Tasman District Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) to provide voting rights for the iwi representatives; and***

***Approves in principle, subject to support from iwi and equivalent approval by Tasman District Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman***

***Regional Landfill Business Unit (NTRLBU) to provide that iwi representatives be remunerated in accordance with the joint policy for the remuneration of independent persons appointed to joint committees and business units; and***

***Approves in principle, subject to support from iwi and equivalent approval by Tasman District Council, that the remuneration for iwi representatives be set at \$8000 per annum for the first term of appointment; and***

***Approves in principle, subject to support from iwi and equivalent approval by Tasman District Council, that the Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) be amended to state that a quorum for a meeting shall be half of the members if the number of members (including vacancies) is an even number, or a majority if the number of members (including vacancies) is an uneven number; and***

***Approves in principle, subject to support from iwi and equivalent approval by Tasman District Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) as set out in attachments A1983271 and A1983272; and***

***Notes that iwi will be consulted on the proposed remuneration and the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) as set out in attachments A1983271 and A1983272; and***

***Notes that once it is completed, the draft joint policy for the remuneration of independent persons appointed to joint committees and business units, will be brought to Council for adoption.***

Her Worship the Mayor/Fulton

Carried

**13. Exclusion of the Public**

Resolved CL/2018/151

***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:***

Barker/Dahlberg

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)
1.1	<b>Council Meeting - Public Excluded Minutes - 3 May 2018</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> <li>• Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person</li> <li>• Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1.2	<b>Council Meeting - Public Excluded Minutes - 15 May 2018</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>
1.3	<b>Extraordinary Council Meeting - Public Excluded Minutes - 24 May 2018</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>
2.1	<b>Recommendation from Sports and Recreation Committee - 24 May 2018</b> Daelyn Drive Reserve – Revocation and Sale	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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities</li> </ul>
2.2	<b>Recommendation from Governance Committee Meeting - Public Excluded Minutes - 7 June 2018</b> Nelson Cycle Lift Society – Pre-commercial business case phase two funding	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>
2.3	<b>Chief Executive Employment Committee Meeting - Public Excluded Minutes - 18 June 2018</b> Mayor’s Report – Chief Executive’s	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person</li> </ul>

<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>
	Key Performance Indicators	good reason exists under section 7.	
<b>3</b>	<b>State Advances - update</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>
<b>4</b>	<b>Farmers Market Licence for Maitai Walkway</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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities</li> </ul>

The meeting went into public excluded session at 10.28a.m. and resumed in public session at 1.15p.m..

There being no further business the meeting ended at 1.15p.m.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date