



---

## Minutes of a meeting of the Nelson City Council

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

**On Thursday 15 November 2018, commencing at 9.00a.m.**

---

Present: Her Worship the Mayor R Reese (Chairperson), I Barker, M Courtney, K Fulton, M Lawrey, P Matheson, B McGurk, G Noonan, 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), Governance Adviser (R Terry) and Youth Councillor (N Rais)

Leave of Absence: Councillor L Acland

Apologies: Councillors B Dahlberg and M Rutledge

### Opening Prayer

Councillor Matheson gave the opening prayer.

#### 1. Apologies

Resolved CL/2018/242

***That the Council***

***Receives and accepts the apologies from Councillors B Dahlberg and M Rutledge.***

Her Worship the Mayor/Walker

Carried

#### 2. Confirmation of Order of Business

Her Worship the Mayor Reese invited Youth Councillor Nathanael Rais to the table.

Mayor Reese advised of two late items for the public and public excluded part of the meeting, and that the following resolutions needed to be passed for the items to be considered:

2.1 Late Item: Recommendation from Works and Infrastructure Committee

Resolved CL/2018/243

***That the Council***

***Considers the item regarding Works and Infrastructure Committee Recommendation to Council at this meeting as an 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/Walker

Carried

2.2 Requests for Leave of Absence

Resolved CL/2018/244

***That the Council***

***Considers the public excluded item regarding Requests for Leave of Absence 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.***

Courtney/Her Worship the Mayor

Carried

**3. Interests**

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

**4. Public Forum**

4.1 Leonie Allen and Gill Starling from Parker Gallery, Mike Darling from Hunting and Fishing and Allen Knott from United Video were present speaking on behalf of Wakatu Square retailers.

Her Worship the Mayor clarified that the request to speak at Public Forum was regarding Council practice for closing Wakatu Square for future events. She noted the current request for closure was the subject of a report to Hearings Panel - Other and the public would be given the opportunity to speak to their objections at that forum.

Attendance: Councillor McGurk, Chair of the Hearings Panel – Other meeting scheduled for 4 December 2018, declared an interest and left the meeting at 9.16a.m.

Ms Starling advised she had been in business in Nelson for 10 years and in Wakatu Square for 10 months. She said that retail in Nelson was really tough and relied on summer trade and the impact of closing Wakatu Square on one of the busiest retail days of the year would be disastrous. She hoped Council would support local businesses and not external businesses to the detriment of locals and would consider the rights and needs of retailers in the square when making a decision to close the carpark for events.

Mr Nott advised he had been in business for 25 years with United Video. He said that Friday and Saturday were his busiest days and his income was seriously affected when Wakatu Square was closed due to the recent All Black's test. He also noted that he had a high number of elderly customers who needed to have easy access and park outside his premises.

The retailers asked Council to consider alternative sites for future events.

Attendance: Councillor McGurk returned to the meeting at 9.32a.m.

## 5. Confirmation of Minutes

### 5.1 11 October 2018

Document number M3825, agenda pages 30 - 31 refer.

Resolved CL/2018/245

***That the Council***

***Confirms the minutes of the meeting of the Council, held on 11 October 2018, as a true and correct record.***

McGurk/Her Worship the Mayor

Carried

### 5.2 25 October 2018

Document number M3853, agenda pages 32 - 34 refer.

Resolved CL/2018/246

***That the Council***

***Confirms the minutes of the meeting of the Council, held on 25 October 2018, as a true and correct record.***

Courtney/Barker

Carried

**6. Recommendations from Committees**

**6.1 Audit, Risk and Finance Subcommittee - 25 September 2018**

6.1.1 Carry Forwards 2017/18

Resolved CL/2018/247

***That the Council***

***Approves the carry forward of \$4,945,000 unspent capital budget for use in 2018/19; and***

***Approves the offsetting of \$1,145,000 of capital spent in 2017/18 against 2018/19 budgets; and***

***Approves the carry forward of \$700,505 of unspent operating budget for use in 2018/19; and***

***Approves the release of \$4,025,000 of 2018/19 capital budget unlikely to be spent as itemised in attachment 1; and***

***Notes savings in 2017/18 capital expenditure of \$945,000; and***

***Notes that the total capital budget (including staff costs but excluding consolidations and vested assets) will be adjusted by these resolutions to a total of \$41,868,000.***

Barker/Courtney

Carried

6.1.2 Draft Internal Audit Charter - Review September 2018

Resolved CL/2018/248

***That the Council***

***Approves the Draft Internal Audit Charter - Review September 2018 (A2026584).***

Barker/Her Worship the Mayor

Carried

6.1.3 Draft Annual Internal Audit Plan - 30 June 2019

Resolved CL/2018/249

***That the Council***

***Approves the Draft Annual Internal Audit Plan to 30 June 2019 (A2026190).***

Barker/Her Worship the Mayor

Carried

**6.2 Works and Infrastructure Committee - 28 September 2018**

6.2.1 Wastewater and Stormwater/Flood Protection Asset Management Plans 2018 – 28

Resolved CL/2018/250

***Adopts the Wastewater and Stormwater/Flood Protection Asset Management Plans 2018-28 (A1611752 and A1711433), amended to reflect the approved Long Term Plan 2018-2028.***

Walker/Her Worship the Mayor

Carried

6.2.2 Nelson Tasman Regional Landfill Business Unit Treasury Policy

Resolved CL/2018/251

***That the Council***

***Approves the Nelson Tasman Regional Landfill Business Unit Treasury Policy (A1963932 of Report R9441).***

Walker/Barker

Carried

6.2.3 Saltwater Creek Bridge

Resolved CL/2018/252

***That the Council***

***Approves an additional unbudgeted \$300,000 to fund construction of the bridge in the 2018/19 financial year that will allow the award of a tender and enable work to commence this financial year (2018/19).***

Walker/Her Worship the Mayor

Carried

6.2.4 Nelson Tasman Regional Landfill Business Unit Landfill Asset Management Plan

Resolved CL/2018/253

***That the Council***

***Approves the Nelson Tasman Regional Landfill Business Unit Landfills Asset Management Plan (A1998592).***

Walker/Barker

Carried

**6.3 Regional Transport Committee - 3 October 2018**

6.3.1 Regional Land Transport Plan variation - Noise Reduction and Safety Enhancements Programmes

Resolved CL/2018/254

***That the Council***

***Approves that the Nelson Regional Land Transport Programme 2015-21 be varied to include a total of \$4.97M for "Noise Improvements" and \$350,000 for "Safety Enhancements on the State Highway Network" spread over the 2018-21 financial years.***

Noonan/Matheson

Carried

**6.4 Community Services Committee - 4 October 2018**

6.4.1 Adoption of Property and Facilities Asset Management Plan 2018 - 2028

Resolved CL/2018/255

***That the Council***

**Adopts the Property and Facilities Asset Management Plan 2018 – 2028 (A2013479) amended to reflect the approved Long Term Plan 2018 – 2028.**

Noonan/Courtney

Carried

## **6.5 Planning and Regulatory Committee - 9 October 2018**

### 6.5.1 Appointment of Regional On-Scene Commanders

Resolved CL/2018/256

***That the Council***

**Agrees to end the appointment of Stephen Lawrence as primary Regional On-Scene Commander under the Maritime Transport Act 1994 on 15 November 2018; and**

**Approves Brent Edwards to be the primary Regional On-Scene Commander for the Nelson region under the Maritime Transport Act 1994 effective from 16 November 2018; and**

**Approves Adrian Humphries to be an alternate Regional On-Scene Commander for the Nelson region under the Maritime Transport Act 1994 effective from 16 November 2018; and**

**Approves Luke Grogan to be an alternate Regional On-Scene Commander for the Nelson region under the Maritime Transport Act 1994 effective from 16 November 2018.**

McGurk/Her Worship the Mayor

Carried

### 6.5.2 Adoption of the Environment Activity Management Plan 2018-2028

Resolved CL/2018/257

***That the Council***

**Adopts the Environment Activity Management Plan 2018-2028 (A2051681).**

McGurk/Walker

Carried

- 6.5.3 Amendments to the Nelson Resource Management Plan to implement the National Environmental Standard - Plantation Forestry

Resolved CL/2018/258

***That the Council***

***Approves the additional proposed amendments to the Nelson Resource Management Plan to implement the National Environmental Standard – Plantation Forestry.***

McGurk/Her Worship the Mayor

Carried

**6.6 Governance Committee - 25 October 2018**

- 6.6.1 Policy review: Remuneration for directors of Nelson City Council's Council Controlled Trading Organisations

Resolved CL/2018/259

***That the Council***

***Adopts the amended 2018 Nelson City Council Policy for setting the remuneration for directors of Nelson City Council's council controlled trading organisations (A2045559).***

Barker/Courtney

Carried

The meeting adjourned from 10.04a.m. until 10.20a.m.

**7. Mayor's Report**

Document number R9801, agenda pages 36 - 36 refer.

Her Worship the Mayor Reese updated Council on an announcement that Kiwibank and Post Office were closing down in Stoke. She said it was extremely disappointing to find that Kiwibank, who had continued to deliver the message about community for New Zealand, advised the Council and community of the closure by proforma letter and a media release. She advised that she had written to Kiwibank to advise that there was an expectation that when significant decisions were being made there should be engagement with the Mayor. She noted that services in Stoke were critically important as it was the fastest growing community in the district.



Mayor Reese advised Council that the Nelson Southern link investigation into the Rocks Road walking and cycling project was making good progress. New Zealand Transport Association had indicated this was being included in the National Land Transport Fund and was no longer a crown funded project.

Resolved CL/2018/260

***That the Council***

***Receives the report Mayor's Report (R9801).***

Her Worship the Mayor/Skinner

Carried

## **8 Quotable Value Revaluation Presentation**

Gail Smits, Revaluation Manager and Craig Russell, Nelson Manager of Quotable Value presented on the 2018 revaluation of Nelson properties (attached).

### **Attachments**

- 1 A2093792 Quotable Value Nelson District Revaluation 2018 Powerpoint Nelson City Council 15Nov2018

Ms Smits answered questions on areas of greatest increase and the impact on rates.

The meeting adjourned from 11.05a.m. until 11.20a.m. at which time Councillors Noonan and Fulton were not present.

## **9. Communications and Engagement Strategy**

Document number R9663, agenda pages 37 - 40 refer.

Communications Manager, Paul Shattock, presented the report and explained that while Council had a communications and engagement strategy, there was no governance oversight. The recommendation was that the Governance Committee would be delegated this oversight.

Attendance: Councillors Noonan and Fulton returned to the meeting at 11.23a.m.

Mr Shattock answered questions on the communications budget, resourcing and levels of engagement.

Resolved CL/2018/261

***That the Council***

***Receives the report Communications and Engagement Strategy (R9663); and***

***Delegates responsibility for development and implementation of a Communications and Engagement Strategy to the Governance Committee; and***

***Updates the Delegations Register to include the Governance Committee's responsibility for development and implementation of a Communications and Engagement Strategy.***

The motion was put and a division was called:

<u>For</u>	<u>Against</u>	<u>Apologies/LOA</u>
Her Worship the Mayor Reese (Chairperson)	Cr Lawrey	Cr Acland
Cr Barker	Cr Skinner	Cr Dahlberg
Cr Courtney		Cr Rutledge
Cr Fulton		
Cr Matheson		
Cr McGurk		
Cr Noonan		
Cr Walker		

The motion was carried 8 - 2.

Noonan/Fulton

Carried

**10. Submission on the Tasman District Council (Waimea Water Augmentation Scheme) Bill**

Document number R9810, agenda pages 41 - 55 refer.

Resolved CL/2018/262

***That the Council***

***Receives the report Submission on the Tasman District Council (Waimea Water Augmentation Scheme) Bill (R9810) and its attachments (A2081420, A2069694); and***

***Approves retrospectively the attached Nelson City Council submission (A2069694) on the Tasman District Council (Waimea Water Augmentation Scheme) Bill.***

Barker/Matheson

Carried

**11. Exclusion of the Public**

Resolved CL/2018/263

***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/McGurk

Carried

Item		Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	<b>Council Meeting - Public Excluded Minutes - 20 September 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)(a) To protect the privacy of natural persons, including that of a deceased person</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>
2	<b>Council Meeting - Public Excluded Minutes - 11 October 2018</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure	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,</li> </ul>

Item		Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
		of information for which good reason exists under section 7.	including that of a deceased person
3	<p><b>Recommendations from Committees</b></p> <p><b>Planning and Regulatory Committee 09/10/18</b></p> <p>Appointment of external District Licensing Committee Commissioner and members</p> <p><b>Governance Committee 25/10/18</b></p> <p>State Advances Building – Update</p> <p>Recommendation from Civic Trust Annual General Meeting 19/10/18</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"> <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> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>
4	<p><b>Requests for Leave of Absence</b></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"> <li>• Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person</li> </ul>
5	<p><b>Policy for the appointment and remuneration of jointly-appointed independent members to committees</b></p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for</p>	<p>The withholding of the information is necessary:</p> <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>

Item		Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
		which good reason exists under section 7	
6	<b>Rural Fire: Hira Fire Station Licence and Response Assets</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 12.07p.m. at which time Councillor Noonan left the meeting.

The meeting resumed in public session at 12.26p.m.

There being no further business the meeting ended at 12.26p.m.

Confirmed as a correct record of proceedings:

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