

AGENDA

Ordinary meeting of the

**Joint Committee of Tasman District and Nelson
City Councils**

**Tuesday 6 November 2018
Commencing at 9.30a.m.
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership: His Worship the Mayor of Tasman Richard Kempthorne (Chairperson), Her Worship the Mayor of Nelson Rachel Reese, Nelson City Councillors Luke Acland, Ian Barker, Mel Courtney, Bill Dahlberg, Kate Fulton, Matt Lawrey, Paul Matheson, Brian McGurk, Gaile Noonan, Mike Rutledge, Tim Skinner and Stuart Walker; Tasman District Councillors, Sue Brown, Stuart Bryant, Pete Canton, Mark Greening, Paul Hawkes, Tim King, Kit Maling, Dean McNamara, David Ogilvie, Paul Sangster, Trevor Tuffnell, Anne Turley and Dana Wensley

Quorum: 14 (at least five from each council)

1. Apologies

- 1.1 Apologies have been received from Her Worship the Mayor R Reese and Councillor McGurk.

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 27 March 2018 **5 - 10**

Document number M3372

Recommendation

That the Joint Committee of Tasman District and Nelson City Councils

Confirms the minutes of the meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 27 March 2018, as a true and correct record.

6. Nelson Airport Limited six monthly strategic presentation from the Board

Simon Orr (Corporate Services Manager) will give a presentation on Nelson Airport Limited.

7. Nelson Regional Development Agency - six-monthly presentation

Meg Matthews (Board member) and Mark Rawson (Chief Executive) will give a presentation on the Nelson Regional Development Agency.

8. Tasman Bays Heritage Trust - six-monthly presentation

Olivia Hall (Chair) and Lucinda Blackley-Jimson (Chief Executive) will give a presentation on the Tasman Bays Heritage Trust, supported by trustees Emma Thompson and Liz Richards.

PUBLIC EXCLUDED BUSINESS

9. Exclusion of the Public

Recommendation

That the Joint Committee

Confirms, in accordance with sections 48(5) and 48(6) of the Local Government Official Information and Meetings Act 1987, that Martyn Byrne, Chief Executive and Phil Lough, Chair, Port Nelson Limited remain after the public has been excluded, for Item 2 of the Public Excluded agenda (Port Nelson Limited six monthly presentation from the Board), as they have knowledge relating to Port Nelson Limited that will assist the meeting.

Recommendation

That the Joint Committee

Excludes the public from the following parts of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

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	Joint Committee Meeting - Public Excluded Minutes - 27 March 2018	<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)(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	Port Nelson Limited six monthly strategic presentation from the Board	<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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities
3	Joint Council Controlled Organisations - Matters for Statements of Expectations (Tasman Bays Heritage Trust, Port, Airport) 2019/20	<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)

- **(delete as appropriate)**



Minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils

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

On Tuesday 27 March 2018, commencing at 9.30am

Present: His Worship the Mayor of Tasman R Kempthorne (Chairperson), Her Worship the Mayor of Nelson R Reese, Deputy Mayor P Matheson, Councillor I Barker, M Courtney, B Dahlberg, K Fulton, M Lawrey, B McGurk, M Rutledge, and S Walker, Tasman District Councillors S Brown, P Canton, BG Greening, D McNamara, K Maling, D Ogilvie, P Sangster, T Tuffnell, A Turley, D Wensley

In Attendance: Chief Executive (P Dougherty), Group Manager Corporate Services (N Harrison) Group Manager Environmental Management (C Barton), Group Manager Community Services (C Ward), Manager Organisational Assurance and Emergency Management (R Ball), Tasman District Chief Executive (L McKenzie) Tasman District Council Corporate Services Manager (M Drummond) and Team Leader Governance (R Byrne)

Apologies: Nelson City Council Councillor G Noonan; Her Worship the Mayor R Reese and Councillor T Skinner for lateness and Tasman District Council Councillor S Bryant and P Hawkes

1. Apologies

Resolved JC/2018/001

That the Joint Committee of Tasman District and Nelson City Councils

Receive and accepts the apologies from Councillors G Noonan, Bryant and Hawkes; and Her Worship the Mayor and Councillor T Skinner for lateness.

Wensley/Walker

Carried

2. Confirmation of Order of Business

His Worship the Mayor R Kempthorne advised that there would be an update to the order of business and the meeting would consider items on the Public Excluded Agenda first.

3. Interests

There were no updates to the Interests Register. Councillor Greening declared an interest in item 2 on the Public Excluded Agenda - Nelson Airport Limited.

4. Public Forum

There was no public forum.

5. Confirmation of Minutes

5.1 7 November 2017

Document number M3088, agenda pages 6 - 15 refer.

An updated set of minutes were tabled, with amendments to formatting.

Resolved JC/2018/002

That the Joint Committee of Tasman District and Nelson City Councils

Confirm the amended minutes of the meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 7 November 2017, as a true and correct record.

Barker/Courtney

Carried

6. Exclusion of the Public

Phil Lough and Martin Byrne of Port Nelson Limited, and Robert Evans and Matt McDonald of Nelson Airport Limited, would be in attendance for Items 2 and 3 of the Public Excluded agenda to answer questions and, accordingly, the following resolution was required to be passed:

Recommendation

That the Joint Committee of Tasman District and Nelson City Councils

Confirms, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, the following people remain after the public has been excluded as they have knowledge that will assist the Committee:

- **Robert Evans and Matt McDonald for item 2 on the Public Excluded Agenda (Nelson Airport Limited six-monthly presentation)**
- **Phil Lough and Martin Byrne for item 3 on the Public Excluded Agenda (Port Nelson Limited six-monthly presentation);**

Notes, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, that the knowledge that they possess relates to:

- **For Robert Evans and Matt McDonald, knowledge relating to Nelson Airport Limited; and**
- **For Phil Lough and Martin Byrne, knowledge relating to Port Nelson Limited**

Resolved JC/2018/003

That the Joint Committee

Excludes the public from the following parts of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Barker/Sangster

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	Joint Committee Meeting - Public Excluded Minutes - 7 November 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)
2	Nelson Airport Limited - six monthly strategic	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)
	presentation from the Board	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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
3	Port Nelson Limited six monthly strategic presentation from the Board	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 9.34am, Her Worship the Mayor joined the meeting at 9.39am, the meeting resumed in public session at 10.33am.

7. Re-admittance of the Public

Resolved JC/2018/004

That the Joint Committee

Re-admits the public to the meeting.

Barker/Ogilvie

Carried

8. Nelson Regional Development Agency - six-monthly presentation

John Palmer and Mark Rawson spoke to a presentation on the Nelson Regional Development Agency and answered questions on regional identity, the talent pool in the region, economic growth, aging population and visitor experience.

Attachments

- 1 A1937928 Nelson Regional Development Agency

Attendance: Councillor Lawrey left the meeting at 11.01a.m. and returned at 11.05a.m.

9. Tasman Bays Heritage Trust - six-monthly presentation

Olivia Hall and Lucinda Blackley-Jimson spoke to a presentation on the Tasman Bays Heritage Trust and answered questions on expansion and redevelopment.

Attachments

- 1 A1938790 TBHT Report March 2017

The meeting adjourned at 11.41a.m. and reconvened at 12.06p.m. at which time Councillor Skinner joined the meeting.

10. Appointment of Independent Director to NRSBU

Document number R9135, agenda pages 16 - 20 refer.

NCC Group Manager Corporate Services Nikki Harrison presented the report and answered questions on delegations and the joint policy on appointment of directors. It was noted that an Iwi representative had not yet been appointed as a representative of all Iwi had not been identified. There was discussion around the importance of voting rights and fair payment for any Iwi appointments.

Resolved JC/2018/005

That the Joint Committee of Tasman District and Nelson City Councils

Receives the report Appointment of Independent Director to NRSBU (R9135) and its attachment (A1929008); and

Recommends to both Councils that the process to appoint an Iwi representative is instigated as a priority; and

Recommends to both Councils that an independent member be appointed to the Nelson Regional Sewerage Business Unit Committee; and then

Go through a recruitment and remuneration process to appoint an independent member to (and potentially Chair) the NRSBU in accordance with the Joint Councils Policy for the Appointment of Directors/Trustees of CCO's and CCTO's (A537882).

Her Worship the Mayor/Skinner

Carried

There being no further business the meeting ended at 12.51pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date