



Minutes of a meeting of the Works and Infrastructure Committee

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

On Thursday 15 November 2018, commencing at 1.04p.m.

Present: Chairperson S Walker (Chairperson), Her Worship the Mayor R Reese, Councillors P Matheson, M Lawrey, G Noonan and T Skinner

In Attendance: Councillors I Barker and B McGurk, Chief Executive (P Dougherty), Group Manager Infrastructure (A Louverdis), Group Manager Corporate Services (N Harrison) and Governance Adviser (E Stephenson)

Leave of Absence: Councillor Acland

Apology: Councillor Rutledge

1. Apologies

Resolved WI/2018/063

That the Works and Infrastructure Committee

Receives and accepts an apology from Councillor Rutledge.

Noonan/Matheson

Carried

2. Confirmation of Order of Business

Item 12 of the agenda – Nelson Regional Sewerage Business Unit – Business Plan 2018-19 and Bell Island Resource Consent was considered after Item 5 - Confirmation of Minutes.

3. Public Forum

Attendance: Councillor Skinner entered the meeting at 1.05p.m.

Phil Osborne, representing residents of Seafield Terrace, spoke about the process for the residents as a community. He thanked Council for its engagement with the residents and for noting the residents' points of interest. He noted that the residents group did not realise that a 3D model would cost \$2000 (paragraph 4.1.6 of the report) and clarified that the group did not think that this was a good use of resources.

Mr Osborne thanked Council for the installation of the safety barrier.

Mr Osborne answered questions regarding his perception of problems in the way forward. He noted that this was an interim solution because of climate change and highlighted the need for a hard edge to the road to prevent erosion. He said that it would be nice if the revetment could go to the playground and suggested perhaps there could be a compromise as there was a cost involved. He noted that theirs was a diverse community with a variety of views, but that generally the community was happy and that it had been a constructive process.

4. Interests

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

5. Confirmation of Minutes

5.1 28 September 2018

Document number M3788, agenda pages 11 - 19 refer.

Resolved WI/2018/064

That the Works and Infrastructure Committee

Confirms the minutes of the meeting of the Works and Infrastructure Committee, held on 28 September 2018, as a true and correct record.

Matheson/Noonan

Carried

6. Nelson Regional Sewerage Business Unit - Business Plan 2018-19 and Bell Island Resource Consent (Agenda Item 12)

Document number R9759, agenda pages 100 - 143 refer.

Group Manager Infrastructure, Alec Louverdis, introduced Tasman District Councillor Kit Maling, Chair of the Nelson Regional Sewerage Business Unit (NRSBU) and Acting General Manager, Don Clifford and provided background information.

Councillor Maling and Mr Clifford noted there was a strong alignment with Nelson City Council's Long Term Plan and environmental vision and aspirations and that the unit had \$6.5M in its budget over the next few years for upgrades and that the NRSBU was engaging closely with iwi.

Councillor Maling and Mr Clifford answered questions regarding renewable energy, reducing discharge and intended use of the old water treatment plant membranes currently being replaced at the Nelson Water Treatment Plant to clean inlet screens at Bell Island.

Resolved WI/2018/065

That the Works and Infrastructure Committee

Receives the report Nelson Regional Sewerage Business Unit - Business Plan 2018-19 and Bell Island Resource Consent (R9759) and its attachments (A2086495, A2086498 and A2086501); and

Endorses the changes made to the Nelson Regional Sewerage Business Unit Business Plan 2018/19 (A2086495) to better reflect Nelson City Council's Long Term Plan and their environmental aspirations; and

Receives the Nelson Regional Sewerage Business Unit's Acting General Manager's advice (A2086498) that there is very good alignment between the Bell Island resource consent and Nelson City Council's environmental aspirations and that the Bell Island resource consent application should proceed.

Skinner/Lawrey

Carried

Recommendation to Council WI/2018/066

That the Council

Approves the Nelson Sewerage Business Unit Business Plan 2018-19 (A2086495) noting that this now better reflects Nelson City Council's Long Term Plan and Nelson City Council's environmental aspirations.

Skinner/Lawrey

Carried

7. Chairperson's Report

There was no Chairperson's report.

8. Quarterly Report to Works and Infrastructure Committee 1 July - 30 September 2018

Document number R9623, agenda pages 20 - 74 refer.

Group Manager Infrastructure, Alec Louverdis, introduced the report and noted the accompanying recommendations. The committee congratulated Engineering Officer, Sristy Malla for winning best presentation and the people's award at the Young Water Professionals Workshop at the Water NZ Conference and Expo 2018.

Mr Louverdis and Senior Accountant, Tracey Hughes answered questions regarding:

- financial results and expenditure for public transport
- financial processes
- Saltwater Creek
- street lighting
- the need for good communication and visible signage for projects.

Attendance: Councillor Matheson left the meeting from 1.38p.m. until 1.40p.m.

Attendance: Councillor Lawrey left the meeting at 1.39p.m. until 1.41p.m.

Resolved WI/2018/067

That the Works and Infrastructure Committee

Receives the report Quarterly Report to Works and Infrastructure Committee 1 July - 30 September 2018 (R9623) and its attachments (A2078013 and A2087315); and

Approves a contribution of up to \$150,000 towards the upgrading of the water main in Suffolk Road funded from a projected underspend in the water activity replacement of the Roding Water Supply Resource Consent as part of the Summerset development to future proof the City's water supply noting that this work will be undertaken by the developer; and

Notes the re-prioritisation of the sewer renewals for the current 2018/19 financial year as detailed in Report 9623 based on the urgent work to rectify sewerage wet weather overflows in the Vanguard Street catchment; and

Notes the re-prioritisation of the water renewals for the current 2018/19 financial year as detailed in Report 9623, based on the urgent work to rectify ongoing water breakages in the Central Business District (Hardy Street) and the opportunity to undertake work in Annesbrook Drive as part of the Tahunanui cycleway project.

Noonan/Skinner

Carried

9. Transport Asset Management Plan 2018-2028

Document number R9058, agenda pages 75 - 78 refer.

Senior Asset Engineer – Transport and Roading, Paul Devereux, presented the report.

Resolved WI/2018/068

That the Works and Infrastructure Committee

Receives the report Transport Asset Management Plan 2018-2028 and its attachment (A1755799).

Matheson/Skinner

Carried

Recommendation to Council WI/2018/069

That the Council

Adopts the Transport Asset Management Plan 2018-28 (A1755799), amended to reflect the approved Long Term Plan 2018 – 2028.

Matheson/Skinner

Carried

10. Recycling - Update on international markets

Document number R9485, agenda pages 79 - 87 refer.

Group Manager Infrastructure, Alec Louverdis, presented the report and answered questions regarding contractual arrangements with Nelmac, fees and financial reserves, recycling exported from New Zealand, the continuing drop in commodity prices and landfill costs and landfill lifespan.

Discussion took place on the options and Her Worship the Mayor noted that the focus should be to reduce waste in the first instance, and that New Zealand should take responsibility for its own waste and not send it overseas. The role the government has to play in ensuring systems around verification of where recyclables end up was highlighted, along with the need for investigation. Mayor Reese undertook to have a discussion regarding what local government was doing as a sector prior to the Council meeting which would consider this recommendation from the committee.

Further discussion took place regarding the split between the reserves and the increase in landfill fees. It was noted that renewal of the recycling contract was not on the current priority list but would most likely be reviewed in approximately 24 months' time.

Resolved WI/2018/070

That the Works and Infrastructure Committee

Receives the report Recycling - Update on international markets (R9485); and

Agrees to continue with recycling for the 2019/20 financial year in Nelson recognising the strong commitment from Nelsonians.

Noonan/Her Worship the Mayor

Carried

Recommendation to Council WI/2018/071

That the Council

Agrees to consider through the 2019/20 Annual Plan the additional costs resulting from the ongoing low global commodity prices, for the 2019/20 financial year at an estimated cost of between \$132,000 and \$192,000 funded 50% from the current reserves in the Solid Waste account and 50% through increased landfill charges.

Noonan/Her Worship the Mayor

Carried

11. Tahunanui Modellers Pond Trial

Document number R9692, agenda pages 88 - 92 refer.

Group Manager Infrastructure, Alec Louverdis, provided background information and Manager Utilities, David Light, answered questions regarding the trial's progress.

During questions, Her Worship the Mayor R Reese raised a Point of Order and requested that Councillor Lawrey withdraw a comment suggesting that officers were being evasive and apologise. The Chairperson upheld the Point of Order and the comment was withdrawn and an apology made by Councillor Lawrey.

It was noted that Council was waiting for the results of tests to confirm the results.

Resolved WI/2018/072

That the Works and Infrastructure Committee

Receives the report Tahunanui Modellers Pond Trial (R9692) and its attachment (A2078208); and

Refers a decision on the ongoing dosing trial at Tahunanui Modellers Pond to the Council meeting of 13 December 2018.

Matheson/Noonan

Carried

12. Hanging Baskets Activity Review

Document number R9584, agenda pages 93 - 99 refer.

Manager Parks and Facilities, Rosie Bartlett, provided background information and answered questions. Discussion took place regarding:

- equal treatment for businesses
- business's permission for baskets to be placed
- infrastructure costs for irrigation
- making the offer to retailers in Stoke and Tahuna
- staff time involved in administration/operating and maintenance costs.

Resolved WI/2018/073

That the Works and Infrastructure Committee

Receives the report Hanging Baskets Activity Review (R9584).

Her Worship the Mayor/Lawrey

Carried

Recommendation to Council WI/2018/074

That the Council

Approves foregoing \$16,000 budgeted income in the Annual Plan 2019/20 from business contribution towards hanging baskets in order to maximise the number of baskets that are hung within the City; and

Approves that the hanging baskets be funded from the Parking and CBD Enhancement cost centre, street parking meters maintenance account (5510 2010 0415).

Her Worship the Mayor/Lawrey

Carried

The meeting was adjourned at 3.07p.m. and reconvened at 3.19p.m.

13. Waimea Road - Proposed Amendment to the Speed Limits Bylaw

Document number R9765, agenda pages 144 - 168 refer.

Senior Asset Engineer – Transport and Roading, Paul Devereux, answered questions regarding:

- the city-wide speed limit review date
- current average speeds
- the consented traffic lights design
- clarification of the area in question
- road and cycleway safety.

It was noted that the extension of the consultation period through January and February should be reinforced and communicated to potential submitters and that a reduction in speed limit was not a fait accompli, a decision on the matter would be made following consultation, submissions and deliberations.

Resolved WI/2018/075

That the Works and Infrastructure Committee

Receives the report Waimea Road - Proposed Amendment to the Speed Limits Bylaw (R9765) and its attachments (A2069574, A2075290, A2069647, and A2079928).

Lawrey/Matheson

Carried

Recommendation to Council WI/2018/076

That the Council

Agrees a bylaw to set a permanent speed limit is the most appropriate way of addressing safety issues on Waimea Road between Market Road and the Beatson Road roundabout; and

Agrees the proposed amendments to the Speed Limits Bylaw 2011 (210) are the most appropriate form of bylaw and do not give rise to any implications under the New Zealand Bill of Rights Act 1990; and

Agrees a summary of the Statement of Proposal Amendment to the Speed Limits Bylaw 2011 (210) is not required; and

Adopts the Statement of Proposal (A2069647 of Report 9765) relating to the lowering of the speed limit along Waimea Road from 240m south of Market Road (Market Road) through to 200m north of the Beatson Road roundabout (Beatson Road roundabout); and

Approves commencement of the Special Consultative Procedure (A2069647 of Report R9765), with the consultation period to run from 14 December 2018 to 15 February 2019; and

Approves the consultation plan (A2079928 of Report 9765) and agrees:

- (a) the plan includes sufficient steps to ensure the Statement of Proposal will be reasonably accessible to the public and will be publicised in a manner appropriate to its purpose and significance; and***
- (b) the plan will result in the Statement of Proposal being as widely publicised as is reasonably practicable as a basis for consultation.***

Lawrey/Matheson

Carried

The meeting was adjourned at 3.42p.m. and reconvened at 3.43p.m.

14. SEAFIELD TERRACE REMEDIATION - SUPPLEMENTARY INFORMATION

DOCUMENT NUMBER R9760, AGENDA PAGES 169 - 203 REFER.

GROUP MANAGER, INFRASTRUCTURE, ALEC LOUVERDIS, INTRODUCED THE ITEM AND THANKED MR PHIL OSBORNE FOR HIS PUBLIC FORUM PRESENTATION, NOTING THAT IT HAD BEEN A PLEASURE WORKING WITH RESIDENTS. MR LOUVERDIS ADVISED THE MEETING THAT MARK FOLEY AND TOM SHAND OF TONKIN AND TAYLOR WERE PRESENT TO ANSWER ANY TECHNICAL QUESTIONS AND THEN SUMMARISED THE OPTIONS AND IDENTIFIED THE RELEVANT AREAS ON A MAP. QUESTIONS WERE ANSWERED REGARDING ROAD WIDTH, WHETHER THERE WOULD BE ANY NEGATIVE OUTCOMES IF THE REVETMENT PROTECTION WAS EXTENDED AND THE LIFESPAN OF INTERIM SOLUTIONS.

ATTENDANCE: COUNCILLOR NOONAN LEFT THE MEETING AT 3.57P.M. UNTIL 4.01P.M.

FURTHER DISCUSSION TOOK PLACE REGARDING THE OPTIONS, EXTENSION OF THE REVETMENT TO THE PLAYGROUND TO ADDRESS EROSION, INUNDATION AND SUITABLE MATERIALS.

IT WAS AGREED TO CONSIDER THE PUBLIC EXCLUDED SEAFIELD TERRACE REMEDIATION: LEGAL CONSIDERATIONS REPORT BEFORE MAKING A DECISION ON THIS MATTER.

15. EXCLUSION OF THE PUBLIC

KERRY ANDERSON OF DLA PIPER (VIA AUDIOLINK) AND MARK FOLEY AND TOM SHAND OF TONKIN & TAYLOR, WERE IN ATTENDANCE FOR ITEM 1 OF THE PUBLIC EXCLUDED AGENDA TO ANSWER QUESTIONS AND, ACCORDINGLY, THE FOLLOWING RESOLUTION WAS REQUIRED TO BE PASSED:

RESOLVED WI/2018/077

THAT THE WORKS AND INFRASTRUCTURE COMMITTEE

CONFIRMS, IN ACCORDANCE WITH SECTIONS 48(5) AND 48(6) OF THE LOCAL GOVERNMENT OFFICIAL INFORMATION AND MEETINGS ACT 1987, THAT KERRY ANDERSON OF DLA PIPER AND MARK FOLEY AND TOM SHAND OF TONKIN & TAYLOR REMAIN AFTER THE PUBLIC HAS BEEN EXCLUDED, FOR ITEM 1 OF THE PUBLIC EXCLUDED AGENDA (SEAFIELD TERRACE REMEDIATION: LEGAL CONSIDERATIONS), AS THEY HAVE KNOWLEDGE RELATING TO THE SEAFIELD TERRACE REMEDIATION THAT WILL ASSIST THE MEETING.

NOONAN/SKINNER

CARRIED

RESOLVED WI/2018/078

THAT THE WORKS AND INFRASTRUCTURE 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:

NOONAN/SKINNER

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	<p>SEAFIELD TERRACE REMEDIATION: LEGAL CONSIDERATIONS</p> <p>RELEASING THE ADVICE EXPOSES COUNCIL TO LEGAL RISK NOT OUTWEIGHED BY ANY PUBLIC INTEREST IN SHARING THE OPINION</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)(G) TO MAINTAIN LEGAL PROFESSIONAL PRIVILEGE

THE MEETING WENT INTO PUBLIC EXCLUDED SESSION AT 4.09P.M. AND RESUMED IN PUBLIC SESSION AT 4.38P.M.

THE OFFICER'S RECOMMENDATION WAS MOVED BY COUNCILLOR WALKER, SECONDED BY COUNCILLOR NOONAN.

THAT THE WORKS AND INFRASTRUCTURE COMMITTEE

RECEIVES THE REPORT SEAFIELD TERRACE REMEDIATION - SUPPLEMENTARY INFORMATION (R9760) AND ITS ATTACHMENTS (A2088021 AND A2086667).

RECOMMENDATION TO COUNCIL

THAT THE COUNCIL

APPROVES THE ENHANCED "SCALED-UP DO MINIMUM" OPTION AS THE PREFERRED REMEDIAL SOLUTION AS DETAILED IN ATTACHMENT 2 (A2038309) OF REPORT R9621 (A2088021) FOR SEAFIELD TERRACE, NOTING A PRELIMINARY REVISED ESTIMATED CAPITAL COST OF \$1.25 MILLION WITH AN EXPECTED 51% NZTA FUNDING ASSISTANCE RATE; AND

NOTES THAT DESIGN WILL COMMENCE IN THE CURRENT 2018/19 FINANCIAL YEAR WITH REQUEST FOR FUNDING FOR CONSENTS AND CONSTRUCTION (\$1.25 MILLION) TO BE MADE THROUGH THE 2019/20 ANNUAL PLAN; AND

APPROVES UNBUDGETED EXPENSE OF \$70,000 IN THE 2018/19 FINANCIAL YEAR TO COVER COSTS INCURRED TO DATE AND TO COMMENCE DETAILED DESIGN OF THE PREFERRED OPTION.

WALKER/NOONAN

DISCUSSION TOOK PLACE ON INCREASING THE FUNDING TO EXTEND THE REVETMENT FURTHER TO THE PLAYGROUND, AS DISCUSSED IN PARAGRAPH 4.2.1 OF THE AGENDA REPORT, AND AN AMENDMENT WAS MOVED BY HER WORSHIP THE MAYOR, SECONDED BY COUNCILLOR MATHESON, TO INCREASE THE ESTIMATED CAPITAL COST FROM \$1.25 MILLION, TO \$1.4 MILLION.

THAT THE COUNCIL

APPROVES THE ENHANCED "SCALED-UP DO MINIMUM" OPTION AS THE PREFERRED REMEDIAL SOLUTION AS DETAILED IN ATTACHMENT 2 (A2038309) OF REPORT R9621 (A2088021) FOR SEAFIELD TERRACE, NOTING A PRELIMINARY REVISED ESTIMATED CAPITAL COST OF \$1.4 MILLION WITH AN EXPECTED 51% NZTA FUNDING ASSISTANCE RATE; AND

NOTES THAT DESIGN WILL COMMENCE IN THE CURRENT 2018/19 FINANCIAL YEAR WITH REQUEST FOR FUNDING FOR CONSENTS AND CONSTRUCTION (\$1.4 MILLION) TO BE MADE THROUGH THE 2019/20 ANNUAL PLAN; AND

APPROVES UNBUDGETED EXPENSE OF \$70,000 IN THE 2018/19 FINANCIAL YEAR TO COVER COSTS INCURRED TO DATE AND TO COMMENCE DETAILED DESIGN OF THE PREFERRED OPTION.

REESE/MATHESON
CARRIED

THE AMENDMENT WAS CARRIED AND BECAME THE SUBSTANTIVE MOTION. THE SUBSTANTIVE MOTION WAS PUT.

RESOLVED WI/2018/079

THAT THE WORKS AND INFRASTRUCTURE COMMITTEE

RECEIVES THE REPORT SEAFIELD TERRACE REMEDIATION - SUPPLEMENTARY INFORMATION (R9760) AND ITS ATTACHMENTS (A2088021 AND A2086667).

WALKER/NOONAN

CARRIED

RECOMMENDATION TO COUNCIL WI/2018/080

THAT THE COUNCIL

APPROVES THE ENHANCED "SCALED-UP DO MINIMUM" OPTION AS THE PREFERRED REMEDIAL SOLUTION AS DETAILED IN ATTACHMENT 2 (A2038309) OF REPORT R9621 (A2088021) FOR SEAFIELD TERRACE, NOTING A PRELIMINARY REVISED ESTIMATED CAPITAL COST OF \$1.4 MILLION WITH AN EXPECTED 51% NZTA FUNDING ASSISTANCE RATE; AND

NOTES THAT DESIGN WILL COMMENCE IN THE CURRENT 2018/19 FINANCIAL YEAR WITH REQUEST FOR FUNDING FOR CONSENTS AND CONSTRUCTION (\$1.4 MILLION) TO BE MADE THROUGH THE 2019/20 ANNUAL PLAN; AND

APPROVES UNBUDGETED EXPENSE OF \$70,000 IN THE 2018/19 FINANCIAL YEAR TO COVER COSTS INCURRED TO DATE AND TO COMMENCE DETAILED DESIGN OF THE PREFERRED OPTION.

WALKER/NOONAN

CARRIED

EXCLUSION OF THE PUBLIC

RESOLVED WI/2018/081

THAT THE WORKS AND INFRASTRUCTURE 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:

NOONAN/MATHESON

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)
2	GRAHAM STREET AND PART OF ROGERS STREET - PROPOSED ROAD STOPPING	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
3	WATERMAIN UPGRADING VANGUARD STREET	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 4.50P.M. AND RESUMED IN PUBLIC SESSION AT 4.59P.M.

There being no further business the meeting ended at 4.59p.m.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date