



Minutes of a meeting of the Nelson City Council

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

On Thursday 19 September 2019, commencing at 9.05a.m.

Present: Her Worship the Mayor R Reese (Chairperson), I Barker, M Courtney, B Dahlberg, K Fulton, M Lawrey, 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), Governance Advisers (E-J Ruthven and E Stephenson), and Youth Councillors (A Lile and T Wheatley)

Apology: Councillors L Acland and P Matheson

Opening Prayer

Councillor Fulton gave the opening prayer.

1. Apologies

Resolved CL/2019/174

That the Council

- 1. Receives and accepts apologies from Councillor Acland and Councillor Matheson.***

Walker/McGurk

Carried

2. Confirmation of Order of Business

Her Worship the Mayor acknowledged the retirement of Consents Subdivision Administrator, Kathy Mardon, after 17 years' service to Council, and presented her with flowers.

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 Neil Hodgson - Hampden Street/Waimea Road Intersection Proposed Road Closure

Neil Hodgson spoke about the Hampden Street/Waimea Road Intersection closure, and tabled a document (A2268750). He said that insufficient consultation had taken place prior to the decision to close the intersection, and explained his concerns that the closure would detrimentally affect other roads and intersections in the area. He suggested that the temporary closure would become permanent closure 'by stealth'.

Mr Hodgson answered questions, and suggested making the intersection left-turn only.

Attachments

- 1 A2268750 - Neil Hodgson - Public Forum - Tabled document

4.2 Alicja Maslowska - Hampden Street Road Closure

Alicia Maslowska, supported by her husband Jakob, tabled a document (A2269592). She spoke about her experiences of being hit by a car while cycling through the intersection, despite being in the cycling lane and wearing high-visibility clothing at the time. She spoke about the on-going effects of the accident for her, and her concerns that, without closure, accidents involving cyclists and pedestrians would continue to occur at the intersection.

Ms Maslowska answered questions, and suggested installing traffic lights at the intersection might be a possible long-term solution to ensure safety at the intersection.

Attachments

- 1 A2269592 - Alicja Maslowska - Public Forum - Tabled document

4.3 Nelson Residents' Association - Release of CEO's KPIs

Steve Cross, on behalf of the Nelson Residents' Association, spoke about the public release of the Chief Executive's Key Performance Indicators (KPIs), and tabled a document (A2268760). He noted that Nelson City Council had published the Chief Executive's KPIs some years ago, and encouraged Council to do so again.

Mr Cross answered questions, and urged Council to publicise the Chief Executive's KPIs and performance appraisal.

Attachments

- 1 A2268760 - Steve Cross (Nelson Residents' Association - Public Forum - Tabled document

4.4 Dominic Alford - Hampden Street Closure

Her Worship the Mayor noted that Mr Alford had organised a petition supporting the closure of the intersection. She received the petition (A2269606), and read the petition statement.

Mr Alford spoke in support of the intersection closure, displayed photos (A2268889) and tabled a further letter in support of the closure (A2269584). He said his house overlooked the intersection, and he had seen a number of accidents happen there. He noted his concerns that the intersection was busy and used by large numbers of school children, and that an accident involving a child would be likely in the future if Council did not close the intersection.

Mr Alford said that concerns about the detrimental effect that closure might have on other roads or intersections in the area were outweighed by the safety benefits to be gained by closing the intersection.

Mr Alford answered questions, and suggested that traffic lights might be required at the Waimea Road/Franklyn Street intersection to improve overall road safety in the area.

Attachments

- 1 A2269606 - Dominic Alford - Public Forum - Petition
- 2 A2268889 - Dominic Alford - Public Forum - Images
- 3 A2269584 - Dominic Alford - Public Forum - Tabled document

4.5 Joy Shackleton – Tahunanui Cycleways

Her Worship the Mayor noted that Ms Shackleton had organised a petition against the route of the Great Taste Trail and Tahunanui Cycleways Stage Two cycleways. She received the petition (A2269543), and read the petition statement.

Ms Shackleton explained her concerns regarding the routes of the Great Taste Trail along Beach Road, and the Tahunanui Cycleways Stage Two route along Muritai Street. She said that these cycleways did not serve the needs of Tahunanui residents. She added that consultation had largely been influenced by people living outside of Tahunanui, with insufficient consultation taking place with Tahunanui residents.

Ms Shackleton answered questions, and suggested a cycleway along Golf Road, Bolt Road and joining the shared pathway near the airport would have been a preferable outcome for the Tahunanui Cycleways Stage One.

Attachments

- 1 A2269543 - Joy Shackleton - Public Forum - Petition

5. Jim McNabb - Hampden Street Road Closure Petition

Document number R11488, agenda pages 48 - 37 refer.

Jim McNabb tabled a petition against the Hampden Street intersection closure (A2264272). He read the petition statement.

He noted his agreement with Neil Hodgson's public forum presentation, and explained his concerns that insufficient consultation with residents of the wider community had taken place prior to the decision. Mr McNabb explained his concerns that the closure would have a detrimental effect on other roads in the area, particularly that residents would attempt to use Locking Street as a thoroughfare. Mr McNabb said that making the intersection left-turn only, or putting in traffic lights would have been preferable outcomes.

Resolved CL/2019/175

That the Council

- 1. Receives the report Jim McNabb - Hampden Street Road Closure Petition.***

Her Worship the Mayor/Noonan

Carried

Attachments

- 1 A2264272 - Jim McNabb - Hampden Street Closure Petition

6. Confirmation of Minutes

6.1 8 August 2019

Document number M4388, agenda pages 17 – 37 refer.

It was noted that, on page 27 of the agenda, the reference to the adjournment should state "from 2.37p.m. until 2.39p.m."

Resolved CL/2019/176

That the Council

- 1. Confirms the amended minutes of the meeting of the Council, held on 8 August 2019, as a true and correct record.***

Her Worship the Mayor/Courtney

Carried

6.2 27 August 2019

Document number M4441, agenda pages 38 - 47 refer.

Resolved CL/2019/177

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 27 August 2019, as a true and correct record.***

Her Worship the Mayor/Courtney

Carried

7. Recommendations from Committees

7.1 Works and Infrastructure Committee - 15 August 2019

7.1.1 Nelson Regional Sewerage Business Unit 2019/20 Business Plan

It was confirmed that the Nelson Regional Sewerage Business Unit 2019/20 Business Plan had been approved by Tasman District Council.

Resolved CL/2019/178

That the Council

- 1. Approves the Nelson Regional Sewerage Business Unit 2019/20 Business Plan (A2227841).***

Walker/Barker

Carried

7.1.2 Nelson Tasman Joint Waste Management and Minimisation Plan

Resolved CL/2019/179

That the Council

- 1. Approves the Nelson Tasman Joint Waste Management and Minimisation Plan (A2227838), subject to a reciprocal agreement by Tasman District Council; and***
- 2. Notes that the scope, timing and funding of proposed activities in the Joint Waste Management and Minimisation Plan will be considered in the development of the Long Term Plan 2021-2031.***

Walker/Barker

Carried

7.2 Sports and Recreation Committee - 20 August 2019

7.2.1 Council Facilities Venue Hire Fund: Criteria

Group Manager Community Services, Roger Ball, answered questions regarding applicability of the Council Facilities Venue Hire Criteria (A2215195).

In response to questions, Mr Ball noted the importance of officers having clear criteria against which to assess applications. He confirmed that events funded through another Council funding stream were ineligible to access the fund, and explained why no seasonality restrictions had been included in the criteria.

It was noted that item 7 under Funding Criteria, on page 50, should be corrected to "*not for profit events, that have an educational, social or community focus*".

The motion was put and carried on a show of hands.

Resolved CL/2019/180

That the Council

- 1. Approves the criteria (with one minor correction) for the Council Facilities Venue Hire Fund, set out in Attachment 1 (A2215195) with the changes discussed for pages 3 and 4 of the attachment 1; and***
- 2. Notes that requests for discounts from Mainland Netball, Nelson Tasman Chamber of Commerce (NTCC), and the Nelson Residents Association are proposed to be approved by officers until criteria for the Council Facilities Venue Hire Fund are approved by Council; and***
- 3. Directs officers to update the Sports and Recreation Committee on the operation of the Council Facilities Venue Hire Fund via the Quarterly Report and, at the end of 2019/20, to provide a review of the fund.***

Skinner/Dahlberg

Carried

The meeting adjourned from 10.48a.m. to 11.13a.m.

7.3 Planning and Regulatory Committee - 22 August 2019

7.3.1 Building Act 2004 - Earthquake Prone Buildings - Priority Buildings and Dangerous, Insanitary and Affected Buildings Policy

Resolved CL/2019/181

That the Council

- 1. Approves the Statement of Proposal (A2097637) and its attachment (A2077485) detailing proposed areas with sufficient traffic and the proposed routes of strategic importance; and***
- 2. Approves the Statement of Proposal (A2053947) and its attachment (A2060286) detailing the proposed Dangerous, Insanitary and Affected Buildings Policy; and***
- 3. Approves that a summary of the Statement of Proposal is not required for the proposed Dangerous, Insanitary and Affected Buildings Policy; and***
- 4. Approves the consultation approach (set out in section 6 of this report R9240) and agrees:***
 - (a) the approach 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 approach will result in the Statement of Proposal being as widely publicised as is reasonably practicable as a basis for consultation.***

McGurk/Her Worship the Mayor

Carried

7.4 Planning and Regulatory Committee - 22 August 2019

7.4.1 Deliberations on the proposed Navigation Safety Bylaw

In response to questions, Group Management Environmental Management, Clare Barton, and Manager Consents and Compliance, Mandy Bishop, explained the requirements under the Bylaw for commercial hireage vessels, and confirmed the requirement to wear lifejackets on vessels under six metres at length while at anchor.

Resolved CL/2019/182

That the Council

- 1. Approves the amendments to the Proposed Navigation Safety Bylaw shown in Attachment 1 (A2233850), noting the following changes:***

- a) Update provision 1.1 to reference the correct legislation and date of the amended Bylaw coming into force;**
- b) Change definitions in 1.3 to:**
 - refer to correct legislation (under Enforcement Officer and Harbourmaster),**
 - correct standards and terms under the Lifejacket definition,**
 - add "entity" under the Marina Supervisor definition,**
 - add a definition for Novel Craft,**
 - add stand up paddle boards to the Paddle Craft definition;**
 - amend the Recreational Vessel definition to exclude vessels used for hire or reward and include novel craft,**
 - delete stand up paddle board from the Surf Board definition, and**
 - delete "used in navigation" term under the Vessel definition;**
- c) Include an exemption in 2.5 for vessels working on or under wharves;**
- d) Require written permission from the Harbourmaster for obstructions in 2.6 a);**
- e) Amend 2.7 to ensure lifejackets or personal floatation devices are on board recreational vessels and every person on a recreational vessel or novel craft less than six metres in length must wear the lifejacket. Amend and simplify the exemptions to include paddle craft in shallow waters, divers wearing a wetsuit/drysuit (unless underway), people sleeping below deck at anchor and any other exemption or exclusion under Maritime Rules Part 91;**
- f) Amend wording in 2.8 and 2.9 to improve certainty;**
- g) Delete reference to speed for the lookout requirement in 2.11;**

- h) Amend 2.16 c) to require marker buoys are labelled or marked with the owner's contact details;***
- i) Amend 2.19 to include the ability of the Harbourmaster to declare specified areas of the harbour closed for navigation safety purposes;***
- j) Amend 2.20 to clarify red light use outcomes;***
- k) Change the words "in the vicinity" in 2.21 b) to "within 50 metres";***
- l) Amend 2.26 for clarity in a), include a requirement to register the vessel details except for Yachting New Zealand and affiliated clubs and when using the trailer's registration number in c), delete "non-mechanically powered" in clause d) and consequential deletion of clause e);***
- m) Add provision 2.27 to require a person in charge be identified and responsible for the safe operation of the vessel and the safety of people on board;***
- n) Add provision 2.28 to require at least two communication devices on board the vessel;***
- o) Add provision 2.29 on vessel load and stability;***
- p) Delete provision 3.3 on alcohol consumption;***
- q) Amend 3.11 to add that the person in charge of an unseaworthy vessel must comply with conditions imposed by the Harbourmaster or Marina Supervisor;***
- r) Change the word "cleaning" to "inspecting" in 3.22;***
- s) Amend 4.1 to include grinding operations in relation to hot work permits;***
- t) Delete duplicated provisions 4.2 c) to e) and 4.4;***
- u) Add provision 5.7 for the cruise ship anchoring area;***
- v) Changes to provision 6.1 to include the ability to apply for multiple events within one year in one application, to identify that on approval of the application the details of the activity will be displayed on the Council website and included in a Navigation Safety Notice and consequently delete 6.1 f);***
- w) Add a Navigation Safety Officer position in 6.9;***

- x) Amend maps 3,4 and 6 and add map 7;**
- y) Amend Appendix 1 to reflect regulations;**
- z) Delete Appendices 2 – 6 and change associated references to refer to Council’s website.**
- 2. Agrees the amendments do not give rise to any implications under the New Zealand Bill of Rights Act 1990 and the amended Navigation Safety Bylaw is the most appropriate form of Bylaw; and**
- 3. Adopts the Navigation Safety Bylaw as amended and appended to this report as Attachment 1 (A2233850); and**
- 4. Determines that the Navigation Safety Bylaw will take effect from 1 October 2019.**

McGurk/Barker

Carried

7.5 Community Services Committee - 29 August 2019

7.5.1 Tahunanui Lions Playground Toilets

Councillor Noonan noted the recommendation from the Committee had been amended to clarify that total funding of \$900,000 included \$250,000 from the Ministry of Business, Innovation and Employment.

Resolved CL/2019/183

That the Council

- 1. Approves Option 3 of the Tahunanui Lions Playground Toilets Report (R10255) as the preferred option for the Tahunanui Lions Playground Toilets; and**
- 2. Approves an increase in the net project cost of the Tahunanui Lions Playground toilet project to the Council over the three year period 2018/19 to 2020/21 by \$133,700 to \$650,000 and the total project cost of the project over the three year period 2018/19 to 2020/21 of \$900,000 (including Ministry of Business, Innovation and Employment funding of \$250,000).**

Noonan/Courtney

Carried

7.5.2 Millers Acre Toilets

Councillor Noonan noted the recommendation from the Committee had been amended to clarify that total funding of \$814,500 included \$250,000 from the Ministry of Business, Innovation and Employment.

Resolved CL/2019/184

That the Council

- 1. Approves Option 2 of the Millers Acre Toilets Report (R10374) as the preferred option for the Millers Acre Toilets; and***
- 2. Approves an increase in the net cost of the Millers Acre Toilet project over the three year period 2018/19 to 2020/21 by \$50,000 to \$564,500 and the total cost of the project increasing to \$814,500 (including Ministry of Business, Innovation and Employment funding of \$250,000).***

Noonan/Courtney

Carried

7.6 Audit, Risk and Finance Subcommittee - 17 September 2019

7.6.1 Carry Forwards 2018/19

The Chief Executive, Pat Dougherty, answered questions regarding the achievability and timetabling of the capital programme for 2019/2020.

Resolved CL/2019/185

That the Council

- 1. Approves the carry forward of \$779,000 unspent capital budget for use in 2019/20; and***
- 2. Approves the carry forward of \$58,000 unspent capital budget for use in future years; and***
- 3. Notes that this is in addition to the carry forward of \$4,807,000 approved during the 2019/20 Annual Plan, taking the total carry forward to \$5,644,000; and***
- 4. Approves the deferral due to reliance on external factors of \$101,000 unspent capital budget for use in 2019/20; and***
- 5. Notes that this is in addition to the deferral of \$447,000 approved during the 2019/20 Annual Plan, taking the total deferral to \$548,000; and***
- 6. Approves the carry forward of \$460,000 of unspent operating budget for use in 2019/20; and***
- 7. Notes total savings and reallocations in 2018/19 capital expenditure of \$2,642,000 including staff time; and***

- 8. Notes that the total 2019/20 capital budget (including staff costs and excluding consolidations and vested assets) will be adjusted by these resolutions from a total of \$43,898,000 to a total of \$44,777,000.**

Barker/Dahlberg

Carried

7.6.2 Draft Annual Report 2018/19

Councillor Barker noted the additional clause added to the recommendation at the Audit, Risk and Finance Subcommittee meeting on 17 September 2019.

Resolved CL/2019/186

That the Council

- 1. Notes the draft Annual Report 2018/19 has been prepared and will be audited before being presented to Council for adoption on 31 October 2019.***
- 2. Notes that if there are any material changes to the draft Annual Report 2018/19 prior to the end of the triennium, these will be discussed with the Chairperson of the Audit, Risk and Finance Subcommittee.***

Barker/Dahlberg

Carried

7.6.3 Draft Treasury Management Policy including Liability Management and Investment Policies

Councillor Barker noted the amendment to the recommendation as made at the Audit, Risk and Finance Subcommittee meeting on 17 September 2019.

In response to a question, Group Manager Corporate Services, Nikki Harrison, explained the rationale for removing the delegations and procedures regarding direct and indirect lending and credit support to Council Controlled Organisations and Council Controlled Trading Organisations from Council's Treasury Management Policy.

Resolved CL/2019/187

That the Council

- 1. Adopts the Treasury Management Policy (A2258406) with the delegations and procedures regarding direct and indirect lending and credit support to Council***

Controlled Organisations and Council Controlled Trading Organisations removed, and with minor amendments to forestry wording.

Barker/Dahlberg

Carried

8. Mayor's Report

Document number R11462, agenda pages 53 - 56 refer.

Her Worship the Mayor tabled an addendum to the Mayor's Report (A2268824). She answered questions and emphasised the importance of including, and adequately resourcing, local government in addressing climate change at a local level.

Attendance: Councillor Noonan left the meeting from 11.45a.m. to 11.47a.m.

Resolved CL/2019/188

That the Council

- 1. Receives the report Mayor's Report (R11462) and its attachment (A2227786); and***
- 2. Approves retrospectively the attached submission on the review of Climate Change Response (Zero Carbon) Amendment Bill (A2227786).***

Her Worship the Mayor/Courtney

Carried

Attachments

- 1 A2268824 - Addendum to the Mayor's Report

Her Worship the Mayor spoke to the items in the Addendum to the Mayor's Report. She outlined Council's pledge to support Te Tiriti o Waitangi, being that each elected member would be supported to learn their mihi, and would be videoed delivering it in a local place of significance.

Her Worship the Mayor addressed the Hampden Street intersection closure, given the public forum presentations on this issue. She said that Council was unable to reconsider a decision made by a committee under delegated authority, but instead could call for a report to be brought back to the committee, evaluating the trial closure.

Resolved CL/2019/189

That the Council

- 1. Requests an officer report to the Works and Infrastructure Committee, or its successor, within six***

months of the commencement of the trial closure of the Hampden Terrace/Waimea Road intersection, evaluating the trial closure .

Her Worship the Mayor/Walker

Carried

9. Exclusion of the Public

Her Worship the Mayor explained that Paul Bell, of Intepeople, would be in attendance for Item 2.3 of the Public Excluded agenda (Recommendations from Committees – Chief Executive Employment Committee – 10 September 2019) to answer questions and, accordingly, a procedural resolution allowing his to stay was required to be passed.

Resolved CL/2019/190

That the Council

- 1. Confirms, in accordance with sections 48(5) and 48(6) of the Local Government Official Information and Meetings Act 1987, that Paul Bell, of Intepeople, remain after the public has been excluded, for Item 2.3 of the Public Excluded agenda (Recommendations from Committees – Chief Executive Employment Committee – 10 September 2019), as he has knowledge relating to the Chief Executive Performance Review Report to 30 June 2019; the Chief Executive Remuneration Review 2019, the Chief Executive’s Draft Performance Agreement 2019/20, and Release of the Chief Executive Performance Agreement and Key Performance Indicators that will assist the meeting.***

Her Worship the Mayor/Walker

Carried

Resolved CL/2019/191

That the Council

- 1. Excludes the public from the following parts of the proceedings of this meeting.***
- 2. 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/Walker

Carried

Item	General subject of each matter to be considered	Reason for passing this resolution in	Particular interests protected (where applicable)

		relation to each matter	
1	<p>Recommendations from Committees</p> <p>Chief Executive Employment Committee 10/9/2019</p> <p>Chief Executive Performance to 30 June 2019</p> <p>Chief Executive Remuneration Review 2019</p> <p>Chief Executive's Draft Performance Agreement 2019/20</p> <p>Release of Chief Executive Performance Agreement and Key Performance Indicators</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)(a) To protect the privacy of natural persons, including that of a deceased person • 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 12.18p.m. and resumed in public session at 2.43p.m, during which time the meeting adjourned from 1.18p.m. until 1.38p.m.

10. City Centre Programme Plan

Document number R10313, agenda pages 57 - 88 refer.

City Centre Development Programme Lead, Alan Gray, and Team Leader City Development, Lisa Gibellini, presented the report. Mr Gray explained two corrections to the City Centre Programme Plan, updating the references to 'Urban Forestry Strategy' on pages 74 and 80, to 'proposed Vegetation Management Policy'.

Mr Gray answered questions regarding the development of the proposed Vegetation Management Policy, methods for addressing urban heat mass, the definition of 'boutique urban vibe', and how to measure the Plan's success.

Attendance: Councillor Dahlberg left the meeting from 2.52p.m. to 2.55p.m.

During discussion, it was agreed that the following additional changes should be considered for the Plan:

- Page 82, change wording of second sentence of paragraph 5 to read "In delivering City Centre redevelopment, NCC will look to address resource efficiency by focusing on the **design of buildings** to encourage low carbon, energy and water efficiency and have carefully selected materials".
- Page 82, change wording of sentence 1 of paragraph 6 to read "Smart Development will encourage active involvement with the development community that aligns property investment toward achieving the Smart Little City vision for Nelson City Centre."
- Page 78, re-consider wording of sentence 1 of paragraph 6, particularly the phrase "expansion of capacity in the public bus network"; and
- Page 78, re-consider wording of sentence 3 of paragraph 6, particularly the phrase "providing parking capacity for the people who have no other choice but the private vehicle".

Extension of Meeting Time

Resolved CL/2019/192

That the Council

- 1. Extends the meeting beyond six hours, in accordance with Standing Order 4.2. .***

Her Worship the Mayor/Walker

Carried

It was agreed that a small group of councillors should work together with the Group Manager Environmental Management to approve the minor amendments, as noted in the minutes.

Resolved CL/2019/193

That the Council

- 1. Receives the report City Centre Programme Plan (R10313) and its attachment (A2247904); and***
- 2. Adopts the City Centre Programme Plan (A2247904), subject to minor amendments as noted in the minutes; and***
- 3. Appoints Councillor Fulton, Councillor Rutledge, and the Group Manager Environmental Management to approve the minor amendments; and***
- 4. Notes that the City Centre Programme Plan will provide strategic direction for other work streams within Council, including Long Term, Activity Management Plans (e.g. infrastructure, transport and parks), Nelson Plan and Future Development Strategy;***

5. Directs officers to bring back to Council the Delivery Plan of the City Centre Programme Plan.

Her Worship the Mayor/Fulton

Carried

11. Housing Intensification Action Plan - Scope

Document number R10376, agenda pages 89 - 96 refer.

Senior City Development Planner, Alastair Upton, presented the report. He answered questions regarding the proposed perception work stream, issues not included within the Housing Intensification Action Plan, and how the Housing Intensification Action Plan related to other projects currently underway, such as the City Centre Programme Plan and Activity Management Plans in preparation for the Long Term Plan 2021-2031.

Resolved CL/2019/194

That the Council

- 1. Receives the report *Housing Intensification Action Plan - Scope (R10376)*; and**
- 2. Approves the scope of the *Housing Intensification Action Plan and the timeframes included in the report Housing Intensification Action Plan - Scope (R10376)***

Her Worship the Mayor/McGurk

Carried

12. National Policy Statement - Urban Development Capacity - 2018/19 annual monitoring report

Document number R10449, agenda pages 97 - 118 refer.

Strategy and Environment Senior Analyst, Chris Pawson, presented the report.

Resolved CL/2019/195

That the Council

- 1. Receives the report *National Policy Statement - Urban Development Capacity - 2018/19 annual monitoring report (R10449) and its attachment (A2253680)*; and**
- 2. Agrees to the report being circulated to the Ministry of Housing and Urban Development and placed on Council's website.**

Her Worship the Mayor/Skinner

Carried

13. Exclusion of the Public

Her Worship the Mayor explained that Tony Lewis, of the Tasman Rugby Union, and Mark Rawson, of the Nelson Regional Development Agency, would be in attendance for Item 3 of the Public Excluded agenda (Request from the Tasman Rugby Union (TRU)) to answer questions and, accordingly, a procedural resolution allowing them to stay in the meeting was required to be passed.

Resolved CL/2019/196

That the Council

- 1. Confirms, in accordance with sections 48(5) and 48(6) of the Local Government Official Information and Meetings Act 1987, that Tony Lewis (Tasman Rugby Union) and Mark Rawson (Nelson Regional Development Agency) remain after the public has been excluded, for Item 3 of the Public Excluded agenda (Request from Tasman Rugby Union (TRU)), as they have knowledge relating to the Tasman Rugby Union’s request that will assist the meeting.***

Her Worship the Mayor/Rutledge

Carried

Resolved CL/2019/197

That the Council

- 1. Excludes the public from the following parts of the proceedings of this meeting.***
- 2. 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/Rutledge

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	Council Meeting - Public Excluded	Section 48(1)(a)	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(a)

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<p>Minutes - 8 August 2019</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>To protect the privacy of natural persons, including that of a deceased person</p> <ul style="list-style-type: none"> • Section 7(2)(b)(ii) To protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
<p>2</p>	<p>Recommendations from Committees</p> <p>Sports and Recreation Committee 20/8/2019</p> <p>Brook Valley Holiday Park: Relocatable Home Park</p> <p>Governance Committee 5/9/2019</p> <p>Nelmac Limited Director Appointments</p> <p>Nelmac Directors' Remuneration – 2019</p> <p>Nelson Regional Development Agency –</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)(a) To protect the privacy of natural persons, including that of a deceased person • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	Reappointment of Directors The Bishop Suter Trust – Trustee Appointments and Remuneration		
3	Request from the Tasman Rugby Union (TRU)	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 3.29p.m. and resumed in public session at 4.15p.m.

RESTATEMENTS

It was resolved while the public was excluded:

1	PUBLIC EXCLUDED: Brook Valley Holiday Park: Relocatable Home Park
	6. <u>Agrees</u> that Report (R10364), Attachment (A2229014) and the decision be excluded from public release at this time.

2	PUBLIC EXCLUDED: Nelmac Limited Director Appointments
	<p><i>That the Council</i></p> <ol style="list-style-type: none"> 1. <u>Approves</u> the reappointment of Sarah Jane Weir as a director of Nelmac Limited for a further one year finishing in October 2020; and 2. <u>Supports</u> the recommendation of the Appointment Panel and approves the appointment of Michael Playford as a director of Nelmac Limited finishing in October 2022; and 3. <u>Agrees</u> that the decision only be released from public excluded business; and

	<p>4. <u>Agrees</u> that Report (R9958) and Attachment (A2220045) and (A2240755) be excluded from public release at this time.</p>
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3	PUBLIC EXCLUDED: Nelmac Directors' Remuneration - 2019
	<p>2. <u>Agrees</u> that the report Nelmac Directors' Remuneration - 2019 (R10213) and the decision be released from public excluded business once the 2019 Nelmac Annual General Meeting has taken place.</p>

4	PUBLIC EXCLUDED: Nelson Regional Development Agency - Reappointment of Directors
	<p><i>That the Council</i></p> <p>1. <u>Approves</u> the reappointment of Marina Hirst Tristram as a director of the Nelson Regional Development Agency (NRDA) for a further three year term ending 30 November 2022 or the date of the 2022 NRDA Annual General Meeting (whichever is earlier); and</p> <p>2. <u>Approves</u> the reappointment of Alan Dunn as a director of the Nelson Regional Development Agency for a further three year term ending 30 November 2022 or the date of the 2022 NRDA Annual General Meeting (whichever is earlier); and</p> <p>3. <u>Agrees</u> that the decision only be released from public excluded business; and</p> <p>4. <u>Agrees</u> that Report (R9945) and Attachments (A2242371, A284857) be excluded from public release at this time.</p>

5	PUBLIC EXCLUDED: The Bishop Suter Trust - Trustee Appointments and Remuneration
	<p><i>That the Council</i></p> <p>1. <u>Approves</u> an extension to the term of John Hambleton by 15 days until 15 November 2019; and</p> <p>2. <u>Approves</u> the re-appointment of Margaret Soderberg for a three-year term ending 31 October 2022; and</p> <p>3. <u>Supports</u> the recommendation of the Interview Panel and approves the appointment of Judy Finn and Rebecca Mason for a three-year term</p>

	<p><i>commencing 16 November 2019 and ending 31 October 2022; and</i></p> <p><i>4. <u>Agrees</u> to increase the Trustees' remuneration pool for the Bishop Suter Trust by 1.9% (being the annual Consumer Price Index change to December 2018) to \$50,989 for the 2019/20 financial year; and</i></p> <p><i>5. <u>Agrees</u> that the decisions only be released from public excluded business.</i></p>
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6	PUBLIC EXCLUDED: Chief Executive Performance to 30 June 2019
	<p><i>3. <u>Agrees</u> that Report (R10454), its attachment (A2260573) and the decision be excluded from public release at this time.</i></p>

7	PUBLIC EXCLUDED: Chief Executive Remuneration Review 2019
	<p><i>2. <u>Agrees</u> that Report (R10448), and its attachment (A2260601) and the decision be excluded from public release at this time.</i></p>

8	PUBLIC EXCLUDED: Chief Executive's Draft Performance Agreement 2019/20
	<p><i>2. <u>Agrees</u> that Report (R11467), attachment (A2259370) and the decision be excluded from public release at this time.</i></p>

9	PUBLIC EXCLUDED: Request from the Tasman Rugby Union (TRU)
	<p><i>That the Council</i></p> <p><i>1. <u>Receives</u> the report Request from the Tasman Rugby Union (TRU) (R10421); and</i></p> <p><i>2. <u>Approves</u> support for the Crusaders game 1 February 2020 as follows:</i></p> <p><i>a. A grant of \$20,000 in unbudgeted expenditure for the installation of temporary stands at Trafalgar Park; and</i></p>

	<p>b. A grant of \$6,200 in unbudgeted expenditure towards the cost of the ground hire and lights hire for Trafalgar Park.</p> <p>3. <u>Agrees</u> that Report (R10421) and the decision be released from public excluded business.</p>
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There being no further business the meeting ended at 4.15p.m.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date