



Nelson City Council
Te Kaunihera o **Whakatū**

Notice of the Ordinary meeting of

Nelson City Council

Te Kaunihera o Whakatū

| | |
|-----------|--|
| Date: | Thursday 4 May 2023 |
| Time: | 9.00a.m. |
| Location: | Council Chamber Floor 2A, Civic House 110 Trafalgar Street, Nelson |

Agenda

Rārangi take

Chairperson

His Worship the Mayor Nick Smith

Deputy Mayor

Deputy Mayor Rohan O'Neill-Stevens

Members

Cr Matty Anderson

Cr Matthew Bengé

Cr Trudie Brand

Cr Mel Courtney

Cr James Hodgson

Cr Kahu Paki Paki

Cr Pete Rainey

Cr Campbell Rollo

Cr Rachel Sanson

Cr Tim Skinner

Cr Aaron Stallard

Quorum 7

Nigel Philpott
Chief Executive

Nelson City Council Disclaimer

Please note that the contents of these Council and Committee agendas have yet to be considered by Council and officer recommendations may be altered or changed by the Council in the process of making the formal Council decision. For enquiries call (03) 5460436.

Karakia and Mihi Timatanga

1. Apologies

Nil

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

4.1 Resilienz - Development and implementation of effective climate strategies in the region

Lindsay Wood (Convenor), from Resilienz, will speak about development and implementation of effective climate strategies in the region.

5. Confirmation of Minutes

5.1 13 April 2023

11 - 26

Document number M20090

Recommendation

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 13 April 2023, as a true and correct record.***

6. Mayor's Report - left to lie 13 April 2023

27 - 32

Document number R27643

Recommendation

That the Council

1. ***Receives the report Mayor's Report - left to lie 13 April 2023 (R27643) and its attachment (NDOCS-1118544611-7016); and***
2. ***Notes the value Local Government New Zealand offers to Nelson City Council and our continued engagement; and***
3. ***Agrees that the delegation to the 2023 Local Government New Zealand Conference and EXCELLENCE Awards should consist of four councillors, His Worship the Mayor and Deputy Mayor; and***
4. ***Delegates to His Worship the Mayor and the Deputy Mayor to write to Local Government New Zealand requesting a change in sector membership from the Provincial Sector Group to the Metropolitan Sector Group; and***
5. ***Notes the update on the August 2022 severe weather event.***

7. Mayor's Report

33 - 35

Document number R27655

Recommendation

That the Council

1. ***Receives the report Mayor's Report (R27655); and***
2. ***Notes the Government announcement on 13 April 2023 of changes to the Three Waters Reform programme, including the establishment of a Te Taihu Water Entity under the Water Services Entities Act 2022; and***
3. ***Agrees His Worship the Mayor approach the Mayors of Tasman and Marlborough District Councils proposing the establishment of an interim Te Taihu Water Reform Joint Committee; and***
4. ***Agrees His Worship the Mayor report back to Council on the outcome of the discussions with the Mayors of Tasman and Marlborough District Councils on the proposed interim Te Taihu Water Reform Joint Committee by 20 July 2023.***

8. Community Investment Fund Panel Membership Update

36 - 49

Document number R27483

Recommendation

That the Council

- 1. Receives the report *Community Investment Fund Panel Membership Update (R27483) and its attachments (NDOCS-636034393-10799 and NDOCS-636034393-10790); and***
- 2. Retains the status quo for the *Community Investment Fund Panel membership; and***
- 3. Approves the updated *Terms of Reference for the Community Investment Fund Panel (NDOCS-636034393-10799)***

OR

- 4. Approves a new *Community Investment Fund Panel structure that includes two Elected Members of Nelson City Council; and***
- 5. Approves the updated *Terms of Reference for the Community Investment Fund Panel to include Elected Member panellists, removal of Council staff from the Panel membership, and appointment of the Panel Chair by the Panel (NDOCS-636034394-8588); and***
- 6. Appoints *Councillors xxx and xxx to the Community Investment Fund Panel.***

9. Submission on Charging our Future Strategy

50 - 63

Document number R27631

Recommendation

That the Council

- 1. Receives the report *Submission on Charging our Future Strategy (R27631) and its attachment (839498445-14264); and***

2. ***Approves the draft Nelson City Council submission on the Charging Our Future Strategy to Te Manatū Waka Ministry of Transport (839498445-14264); and***
3. ***Agrees that the Mayor and Chief Executive be delegated authority to approve minor editorial amendments to the Council submission on the Charging Our Future Strategy to Te Manatū Waka Ministry of Transport.***

10. Nelmac Limited Six Month Report to 31 December 2022

64 - 73

Document number R27611

Recommendation

That the Council

1. ***Receives the report Nelmac Limited Six Month Report to 31 December 2022 (R27611) and its attachment (1511110536-632).***

CONFIDENTIAL BUSINESS

11. Exclusion of the Public

Recommendation

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 Rob Gunn and Lindsay Coll remain after the public has been excluded, for Item 2 of the Confidential agenda Nelmac Limited Draft Statement of Intent 2023/24, as they have knowledge relating to Nelmac Limited that will assist the meeting.***

Recommendation

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:

| 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 - Confidential Minutes - 13 April 2023 | 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)(a) To protect the privacy of natural persons, including that of a deceased person • 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)(f)(ii) To maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from improper pressure or harassment • Section 7(2)(g) To maintain legal professional privilege • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) • Section 7(2)(h) |

| Item | General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Particular interests protected (where applicable) |
|------|---|---|--|
| | | | To enable the local authority to carry out, without prejudice or disadvantage, commercial activities |
| 2 | Nelmac Limited Draft Statement of Intent 2023/24 | 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) |
| 3 | Appointment of a Nelson Regional Development Agency Director and Chair | 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)(a) To protect the privacy of natural persons, including that of a deceased person |
| 4 | August 2022 Extreme Weather Event Recovery - Council Owned Land Geotechnical Assessments: Next steps | 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)(g) To maintain legal professional privilege Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) |
| 5 | Private Plan Change - Nelson Junction | 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 48(1)(d) That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the local authority to |

| 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>deliberate in private on its decision or recommendation in any proceedings to which this paragraph applies.</p> <p>Section 48(2)</p> <p>Paragraph (d) of subsection (1) applies to -</p> <p>(a) Any proceedings before a local authority where -</p> <p>(i) A right of appeal lies to any Court or tribunal against the final decision of the local authority in those proceedings; or</p> <p>(ii) The local authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings; and</p> <p>c) Any proceedings of a local authority in relation to any application or objection under the Marine Farming Act 1971.</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) |
| 6 | Housing reserve - grant application | Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of | 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, |

| Item | General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Particular interests protected (where applicable) |
|-------------|--|--|--|
| | | information for which good reason exists under section 7 | without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) |

Karakia Whakamutanga

**Minutes of a meeting of the
Nelson City Council
Te Kaunihera o Whakatū**

Held in the Council Chamber, Floor 2A, Civic House, 110 Trafalgar Street, Nelson on Thursday 13 April 2023, commencing at 9.00a.m.

Present: His Worship the Mayor N Smith (Chairperson), R O'Neill-Stevens (Deputy Mayor), Councillors M Anderson, T Brand, M Courtney, J Hodgson, K Paki Paki, P Rainey, C Rollo, R Sanson and T Skinner

In Attendance: Chief Executive (N Philpott), Group Manager Infrastructure (A Louverdis), Group Manager Environmental Management (D Bush-King), Group Manager Community Services (A White), Group Manager Corporate Services (N Harrison), Group Manager Strategy and Communications (N McDonald) Team Leader Governance (R Byrne) and Assistant Governance Adviser (A Bryce-Neumann)

Apologies: Apologies were received from Councillors M Benge and A Stallard, with apologies for lateness from Councillor Anderson

Karakia and Mihi Timatanga

1. Apologies

Resolved CL/2023/047

That the Council

- 1. Receives and accepts the apologies from Councillors M Benge and A Stallard, and Councillor Anderson Hodgson for lateness.***

Courtney/Paki Paki

Carried

2. Confirmation of Order of Business

His Worship the Mayor Hon Dr Smith advised that Item 10: NRDA Six Monthly Presentation and Statement of Intent would be considered at 12.00m.d., followed by Confidential Item 5: Future Options for Nelson Visitor Information Services.

Mayor Smith noted that he would need to leave the meeting on Council business then to attend the funeral of Siri Hodgson, and passed Councils' condolences to her family.

3. Interests

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

Councillor Rainey subsequently declared an interest in Item 10: NRDA Six Monthly Presentation and Statement of Intent.

Attendance: Councillor Hodgson joined the meeting at 9.08a.m.

Attendance: His Worship the Mayor Hon Dr Smith vacated the chair and left the meeting on local government business at 9.08a.m. Deputy Mayor O'Neill-Stevens assumed the chair.

4. Public Forum

4.1. Nelson RSA - RSA's policy and views on the future of Stoke's war memorials.

Ian Barker (member) and Zoe Norquay (Chairperson) from Nelson RSA spoke about their policy and views on the future of Stoke's war memorials and their goal of ensuring the loss of Stoke boys in both wars continued to be honoured (speaking notes tabled 1982984479-5797).

Attendance: His Worship the Mayor joined the meeting at 9.20am and assumed the chair.

Attachments

1 1982984479-5797 Tabled Document Public Forum Ian Barker and Zoe Norquay Nelson RSA

5. Confirmation of Minutes

5.1 9 March 2023

Document number M20043, agenda pages 14 - 28 refer.

Resolved CL/2023/048

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 9 March 2023, as a true and correct record.***

Skinner/Courtney

Carried

5.2 23 March 2023

Document number M20066, agenda pages 29 - 33 refer.

Resolved CL/2023/049

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 23 March 2023, as a true and correct record.***

Skinner/Courtney

Carried

5.3 3 April 2023 - Extraordinary Meeting

Document number M20077, agenda pages 34 - 36 refer.

Resolved CL/2023/050

That the Council

- 1. Confirms the minutes of the extraordinary meeting of the Council, held on 3 April 2023, as a true and correct record.***

Skinner/Courtney

Carried

6. Bishop Suter Trust Strategic Presentation

Document number R27382

Steve Green, Chairperson, Jane de Feu, iwi representative trustee, Julie Catchpole, Suter Director, and Ruth Roebuck, Suter Manager Commerce and Enterprise were in attendance to present to Council.

His Worship the Mayor Hon Dr Smith welcomed Steve Green as the new Chairperson. Ms Catchpole and Ms Roebuck spoke to a presentation (tabled 1982984479-5801) giving an update on the previous financial year, noting that in 2024 the Suter would be providing a service to Nelson Tasman for 125 years.

Ms Catchpole and Mr Green answered questions on their flood response, economics of remaining open during public holidays, Learning Experiences Outside The Classroom (LEOTC) funding and other funding sources.

Attendance: His Worship the Mayor Hon Dr Smith vacated the chair and left the meeting at 10.07a.m. Deputy Mayor O'Neill-Stevens assumed the Chair.

The meeting adjourned from 10.07am until 10.12a.m.

Attachments

1 1982984479-5803 Tabled Document PowerPoint Bishop Suter Trust

7. Bishop Suter Trust Half Yearly Report and Draft Statement of Intent 2023/28

Document number R27609, agenda pages 37 - 100 refer.

Strategic Adviser, Community Partnerships, Martin Croft took the report as read.

Resolved CL/2023/051

That the Council

- 1. Receives the report Bishop Suter Trust Half Yearly Report and Draft Statement of Intent 2023/28 (R27609) and its attachments (1511110536-629, 1511110536-630 and 1511110536-628); and***
- 2. Notes the delivery of the Bishop Suter Trust Draft Statement of Intent 2023/2028 (1511110536-630) as required under the Local Government Act 2002; and***
- 3. Notes that the Bishop Suter Trust Draft Statement of Intent 2023/2028 meets Council's expectations, as set out in the Letter of Expectations dated 16 Dec 2022.***

Rollo/Rainey

Carried

8. Nelson Centre of Musical Arts Strategic Presentation

Document number R27519

Alex Davidson and Maria Fillary, Trustees and James Donaldson, Director of Nelson Centre of Musical Arts spoke to their strategy and statement of intent (tabled 1982984479-8501).

Attachments

1 1982984479-8501 Tabled Document Nelson Centre of Musical Arts.pdf

9. Nelson Centre of Musical Arts' Draft Statement of Intent 2023/2025

Document number R27405, agenda pages 101 - 137 refer.

Strategic Adviser, Community Partnerships, Martin Croft took the report as read and answered questions on funding options.

Group Manager Community Services, Andrew White noted that Council's decisions in the draft Annual Plan affected different services that Council provided directly or through supporting organisations, and that Council should be cognisant that the organisations needed to remain viable.

Resolved CL/2023/052

That the Council

- 1. Receives the report Nelson Centre of Musical Arts' Draft Statement of Intent 2023/2025 (R27405) and its attachment (1511110536-654); and***
- 2. Notes the delivery of the Nelson Centre of Musical Arts Draft Statement of Intent 2023/2025 (1511110536-654); and***
- 3. Notes the Nelson Centre of Musical Arts Draft Statement of Intent 2023/2025 meets Council's expectations, as set out in the Letter of Expectations dated 22 Sept 2022; and***
- 4. Notes that Nelson City Council's grant funding to Nelson Centre of Musical Arts will be confirmed through the Annual Plan 2023/24***

O'Neill-Stevens/Rainey

Carried

10. Nelson Tasman Business Trust Annual Report 2022

Document number R27439, agenda pages 223 - 234 refer.

Robert Panzer, Chairperson, and Gael Gordon, Trust Manager of Nelson Tasman Business Trust spoke to the annual report presentation (tabled 1982984479-5798), noting the Trust had rebranded with a change of name to Business Assist.

Attendance: Councillor Anderson joined the meeting at 10.49a.m.

Ailish Neyland, Policy Adviser took the report as read.

Resolved CL/2023/053

That the Council

1. **Receives the report Nelson Tasman Business Trust Annual Report 2022 (R27439) and its attachments (839498445-14186) and 839498445-14191).**

Brand/Hodgson

Carried

Attachments

- 1 1982984479-5798 Tabled Document PowerPoint Nelson Tasman Business Trust.pdf

The meeting adjourned from 10.54a.m. until 11.03a.m.

11. Recommendations from Committees

12.1 Nelson Regional Sewerage Business Unit - 10 March 2023

12.1.1 Nelson Regional Sewerage Business Unit - 2023/24 Business Plan

Recommendation to Council CL/2023/054

That the Council

1. **Receive the Nelson Regional Sewerage Business Unit Business Plan 2023/24 (1080325921-246).**

Skinner/Courtney

Carried

1.1 Nelson Tasman Landfill Business Unit – 17 March 2023

1.1.1 Nelson Tasman Regional Landfill Business Unit General Manager Update Report March 2023.

Resolved CL/2023/055

That the Council

1. **Approves, subject to the approval of the alternate Council, the sale of 50,000 NZ ETS units and delegates the timing of the sale to the General Manager of the Nelson Tasman Regional Landfill Business unit.**

Courtney/Paki Paki

Carried

1.1.2 Nelson Tasman Regional Landfill Business Unit - 2023/24 Business Plan.

Resolved CL/2023/056

That the Council

1. Receives the Nelson Tasman Regional Landfill Business Unit Business Plan 2023/24 (1399367370-7915).

Paki Paki/Courtney

Carried

12. Mayor's Report

Document number R27620, agenda pages 271 - 276 refer.

Deputy Mayor O'Neill-Stevens took the report as read and tabled an updated letter to Local Government New Zealand (LGNZ), noting the proposed letter would be sent to Mayor Grant Smith who was chair of the Metropolitan Sector.

Deputy Mayor O'Neill-Stevens answered questions on transferring to the LGNZ metropolitan sector.

The meeting adjourned from 11.32a.m. until 11.35a.m.

The item was adjourned to be considered later in the meeting.

Attachments

- 1 1982984479-5805 Tabled Document Sector Change Letter Tracked Changes

13. Proposal for new Traffic and Parking Bylaw

Document number R26194, agenda pages 277 - 336 refer.

Team Leader Transport Activity Management, Drew Bryant and Asset Engineer Transport, Kayleen Goldthorpe took the report as read, noting the existing bylaw would expire in November 2023.

Mr Bryant answered questions on the consultation process, advising the special consultative procedure process was being used (outlined in the consultation plan) and Council channels included use of social media, Council's website, Our Nelson, he noted that officers were open to other methods of consultation.

Attendance: His Worship the Mayor Hon Dr Smith joined the meeting at 12.00m.d.

Councillor Brand proposed an amendment to the officer's recommendation clause 6, to include potentially additional forms of consultation.

Resolved CL/2023/057

That the Council

1. ***Receives the report Proposal for new Traffic and Parking Bylaw (R26194) and its attachments (1862260321-22085 and 1862260321-24203); and***
2. ***Notes that a bylaw is the most appropriate way to regulate, and manage traffic and parking control, and the draft Traffic and Parking Bylaw included in Attachment 2 (1862260321-24203) is the most appropriate form of bylaw and does not give rise to any implications under the New Zealand Bill of Rights Act 1990; and***
3. ***Agrees to use the special consultative procedure because there is, or is likely to be, a significant impact on the public due to the proposed bylaw; and***
4. ***Adopts the Statement of Proposal and the proposed Traffic and Parking Bylaw (1862260321-24203) for consultation; and***
5. ***Agrees that a summary of the Statement of Proposal is not required; and***
6. ***Approves the amended consultation and engagement approach described in Attachment 1 (1862260321-22085 of Report R26194) to potentially include additional forms of consultation; and***
7. ***Agrees that this approach***
 - (a) ***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) ***will result in the Statement of Proposal being as widely publicised as is reasonably practicable as a basis for consultation; and***
8. ***Commences a public consultation, using a Special Consultative Procedure (1862260321-24203 of Report 26194) as per sections 83, 86 and 156 of the Local Government Act 2002, on the proposal to make the draft Traffic and Parking Bylaw; and***

9. ***Agrees that the His Worship the Mayor and Chief Executive may approve minor amendments to supporting information or the statement of Proposal prior to the start of the consultation process.***

Sanson/Rainey

Carried

14. Nelson Regional Development Agency - six-month report and draft updated Statement of Intent 2021-24

Document number R27572, agenda pages 138 - 222 refer.

His Worship the Mayor Hon Dr Smith assumed the chair.

Chairperson Meg Matthews, Chief Executive Fiona Wilson and Toni Power of Nelson Regional Development Agency (NRDA) were in attendance.

Ms Wilson spoke to a presentation on NRDA's six month report and statement of intent (tabled 1982984479-5805) and answered questions on current funding and the output generated from funding compared to other agencies.

Policy Adviser, Ailish Neyland, took the report as read.

Councillor Rainey declared an interest and abstained from voting.

Resolved CL/2023/058

That the Council

1. ***Receives the report Nelson Regional Development Agency - six-month report and draft updated Statement of Intent 2021-24 (R27572) and its attachments (839498445-14201), (839498445-14218) and (839498445-14168); and***
2. ***Notes the delivery of the Nelson Regional Development Agency's updated Statement of Intent 2023-24 (839498445-14201) as required under the Local Government Act 2002; and***
3. ***Notes that the Nelson Regional Development Agency's updated Statement of Intent meets Council's expectations, as set out in its Letter of Expectation to the Agency dated 8 April 2021; and***
4. ***Receives the Nelson Regional Development Agency's six-month report July - December 2022 (839498445-168).***

His Worship the Mayor/Hodgson

Carried

Attachments

- 1 1982984479-5805 Council 13Apr2023 Tabled Document PowerPoint NRDA.pdf

15. Exclusion of the Public

Chairperson Meg Matthews, Chief Executive Fiona Wilson and Toni Power of Nelson Regional Development Agency were in attendance for Item 5 of the Confidential agenda to answer questions and, accordingly, the following resolution was required to be passed:

Resolved CL/2023/059

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 Fiona Wilson, Meg Matthews and Toni Power from Nelson Regional Development Agency remain after the public has been excluded, for Item 5 of the Confidential agenda (Future Options for Nelson Visitor Information Services), as they have knowledge relating to information services that will assist the meeting.***

Brand/Hodgson

Carried

Resolved CL/2023/060

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:***

Brand/Hodgson

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 - Confidential Minutes - 9 March 2023 | 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)(a) To protect the privacy of natural persons, including that of a deceased person |
| | Extraordinary Council Meeting - Confidential Minutes - 3 April 2023 | 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 | Section 17A Review of Campgrounds | 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)(a) To protect the privacy of natural persons, including that of a deceased person 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)(f)(ii) To maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons |

| Item | General subject of each matter to be considered | Reason for passing this resolution in relation to each matter | Particular interests protected (where applicable) |
|------|---|---|---|
| | | | from improper pressure or harassment |

| | | | |
|---|---|---|---|
| 3 | Campgrounds management model proposal - Brook Valley Holiday Park and Maitai Valley Motor Camp | 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)(a) To protect the privacy of natural persons, including that of a deceased person • 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)(f)(ii) To maintain the effective conduct of public affairs through the protection of such members, officers, employees and persons from improper pressure or harassment • Section 7(2)(g) To maintain legal professional privilege |
| 4 | Strawbridge Square Development | 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) |

| | | | |
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| <p>5</p> | <p>Future Options for Nelson Visitor Information Services</p> | <p>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</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)(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) |
| <p>6</p> | <p>Debt Remission for Nelson Centre of Musical Arts</p> | <p>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</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) |
| <p>7</p> | <p>Event funding - New Zealand Mountain Bike Rally</p> | <p>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</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) |
| <p>8</p> | <p>Establishment of a Taskforce for He Tātai Whetū</p> | <p>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</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 |

| | | | |
|-----------------|--|---|---|
| <p>9</p> | <p>External Appointment to Chief Executive Employment Committee</p> | <p>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</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)(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) |
|-----------------|--|---|---|

The meeting went into confidential session at 12.51p.m. and resumed in public session at 5.04p.m.

16. Mayor's Report - reconvened

Document number R27620, agenda pages 271 - 276 refer.

His Worship the Mayor Hon Dr Smith proposed that the item be left to lie to enable further information to be provided.

Item of business to lie on the table

Resolved CL/2023/061

That the Council

- 1. Leaves the item Mayor's Report to lie on the table and not be further discussed at this meeting.***

His Worship the Mayor/O'Neill-Stevens

Carried

Karakia Whakamutanga

17. Restatements

It was resolved while the public was excluded:

1 Section 17A Review of Campgrounds

4. *Agrees that Report (R27571) and Attachment (196698121-46054) remain confidential at this time.*
5. *Agrees that the decision only be made publicly available following leases being confirmed.*

2 Campgrounds management model proposal - Brook Valley Holiday Park and Maitai Valley Motor Camp

5. *Agrees that Report (R27490) and Attachments (196698121-46006, 196698121-46010 and 196698121-46178) remain confidential at this time.*
6. *Agrees that the decision only be made publicly available following either public advertisement of tender to lease or leases being confirmed.*

3 Strawbridge Square Development

4. *Agrees that Report (R27557), attachments (714127617-17490, 714127617-16928, 714127617-17424 and 714127617-18026) and the decision remain confidential until a property transaction has been completed.*

4 Future Options for Nelson Visitor Information Services

6. *Agrees that report (R27575), the attachment (839498445-14202) and the decision remain confidential at this time.*

6 Event funding - New Zealand Mountain Bike Rally

3. *Agrees that Report (R27514) and attachment (839498445-14012) and the decision be excluded from public release until the contract negotiations are concluded.*

8 External Appointment to Chief Executive Employment Committee

1. *Receives the report External Appointment to Chief Executive Employment Committee (R27588) and its attachments (1809402794-717, 1809402794-716); and*
2. *Receives Paul Bell's resignation as external adviser to the Chief Executive Employment Committee; and*
3. *Appoints Melisa Kappely of Intepeople as external adviser to the Chief Executive Employment Committee: and*
4. *Confirms the payment and services schedules as set out in Attachment 1 (1809402794-717); and*
5. *Agrees that Report (R27588) and the decision only be made publicly available following Ms Kappely's acceptance of the position; and*
6. *Agrees that Attachment 1 (1809402794-717) remain confidential at this time.*

There being no further business the meeting ended at 5.10p.m.

Confirmed as a correct record of proceedings by resolution on (date)

Resolved

Mayor's Report - left to lie 13 April 2023

1. Purpose of Report

- 1.1 To agree to send on the delegation to attend the 2023 LGNZ Conference and EXCELLENCE Awards.
- 1.2 To delegate the Mayor and Deputy Mayor to write to LGNZ requesting a change in sector membership from the Provincial Sector Group to the Metropolitan Sector Group.
- 1.3 To provide Council an update on the August 2022 severe weather event recovery.

2. Recommendation

That the Council

1. ***Receives the report Mayor's Report - left to lie 13 April 2023 (R27643) and its attachment (NDOCS-1118544611-7016); and***
2. ***Notes the value Local Government New Zealand offers to Nelson City Council and our continued engagement; and***
3. ***Agrees that the delegation to the 2023 Local Government New Zealand Conference and EXCELLENCE Awards should consist of four councillors, His Worship the Mayor and Deputy Mayor; and***
4. ***Delegates to His Worship the Mayor and the Deputy Mayor to write to Local Government New Zealand requesting a change in sector membership from the Provincial Sector Group to the Metropolitan Sector Group; and***
5. ***Notes the update on the August 2022 severe weather event.***

3. Background

- 3.1 Local Government New Zealand (LGNZ) is a membership organisation made up of councils nationwide and serves as the local government association of New Zealand. Nelson City Council has long had a high degree of engagement with LGNZ, with previous Mayor Rachel Reese serving on its National Council. That relationship has continued this triennium, with Deputy Mayor Rohan O'Neill-Stevens leading our engagement.
- 3.2 LGNZ provides the local government sector with a unified voice of advocacy and engagement with central government and industry in areas where there is a high degree of agreement across the sector. It also supports elected members and provides opportunities for professional development.
- 3.3 Since the start of the triennium, the Council's engagement has included attendance at meetings of the Regional sector, Rural and Provincial sectors, Te Maruata (the Māori Network of LGNZ), and the Young Elected Members Network, as well as the regular leaders' zoom calls for Mayors and Chief Executives. This engagement has included a several meetings with the Minister of Local Government, other relevant Ministers, and representatives from other political parties.

4. Discussion

Value of LGNZ to Nelson City Council

- 4.1 With the recent news of Auckland Council's decision to leave LGNZ, we feel it is appropriate to note the value offered to Nelson City Council, and our continued engagement with the wider sector. Council's membership subscription for 2022 was \$53,813.

2023 LGNZ Conference and EXCELLENCE Awards

- 4.2 Every year, LGNZ hosts its annual conference, which in 2023 is scheduled to be held in Ōtautahi Christchurch from 26 to 28 July. The conference provides staff and elected members the opportunity to meet with others in the local government sector, key players from the private sector, central government, and NGOs, alongside LGNZ's AGM at which the President and Vice President are elected and voting is held on remits about major strategic issues.
- 4.3 We hope to provide the opportunity for every councillor to attend an LGNZ conference, by sending four councillors in 2023, four in 2024, and three in 2025, alongside the Mayor and Deputy Mayor. For the 2023 conference, we suggest that councillors interested in attending, email an expression of interest to the Mayor and Deputy Mayor over the next week, so that a delegation can be confirmed, and travel and accommodation arrangements made.

LGNZ Sector Membership

- 4.4 As part of LGNZ's structure, councils form sector groups around shared characteristics and challenges. Currently Nelson City Council is a member of the regional sector, made up of regional and unitary councils, and the provincial sector, of provincial councils.
- 4.5 Nelson, as a primarily urban council and facing similar challenges to those in the metropolitan sector, has previously had a close relationship with that sector, and it is proposed we now seek a change in our sector membership from provincial to metro. This will enable us to have a closer relationship with the metropolitan councils and better align our engagement on the issues that face our region, through knowledge sharing and direct interaction with central government on those challenges.
- 4.6 Sector membership changes require approval by the LGNZ National Council, and so it is recommended that the Mayor and Deputy Mayor be delegated approval to write to the National Council requesting such a change, with the proposed letter attached (Attachment

August 2022 severe weather event recovery update

Prime Minister's visit

- 4.7 On Wednesday 22 March, Prime Minister Chris Hipkins visited Nelson to see the progress of our recovery from the August 2022 weather event. During the visit, the Prime Minister met with our Navigators so he could learn more about their work as a single point of contact for residents who need help through the recovery process.
- 4.8 Prime Minister Hipkins spoke about the need for realistic expectations, as there aren't any quick fixes to the challenges faced by those affected by the floods and landslides, and expressed his commitment to working with the insurance sector and EQC to expedite the process, while acknowledging that some factors, such as relevant assessments and geotechnical work, take time.
- 4.9 The Prime Minister recognised the progress made so far and remarked on the positive community spirit in Nelson. He also talked about how the visit was an opportunity to reflect on lessons learned so they could be applied to recovery efforts elsewhere.
- 4.10 When asked about the rebuild cost and Government support, the Prime Minister said there were ongoing discussions about how Government could best support the Nelson community through the rebuild.

Affected residents

- 4.11 All property owners who were eligible for rates remissions have now applied. There are currently 15 red and 73 yellow placards on houses. Yellow placards includes properties separated into Y1 and Y2. Y1 owners can occupy the house but there are restrictions in place depending on the damage. For example, a Y1 home may be fine to stay in but access to the

Item 6: Mayor's Report - left to lie 13 April 2023

deck or the backyard is restricted at certain times, e.g., when it is raining. Y2 homeowners are unable to stay in the property overnight. As of today, there are 58 Y1 and 15 Y2.

Geotech assessments

- 4.12 Council has now provided geotechnical assessments to all residents who had slips originating from Council land caused by the August 2022 severe weather event, and there are about 13 locations with short-term remedial works either already under way or completed. This milestone marks a significant step forward in the recovery process for those affected by the event.
- 4.13 Officers have now made a recommendation to the Storm Recovery Taskforce about possible remedial options. These options are expected to be presented to full Council very soon (late April/May). Affected residents will be met in advance of these options being presented to full Council.

River works

- 4.14 Work continues with the removal of gravel from our city's rivers and about 30,000m³ of gravel has been removed to date. Stabilisation work also continues along the banks of the Maitai River, repairing some of the significant damage and aiming to minimise the impact of future weather events.

Moana Avenue

- 4.15 Work to protect the Moana Avenue area is due to get under way on 18 April 2023 with the installation of a protective "catch" fence. To install the fencing safely and efficiently, Moana Avenue will be closed between Stansell Avenue and Princes Drive for six to eight weeks from 18 April. Residents who live within the closure will have access, but the road will be closed to all other users for the duration of the works. The completion of this work will allow this important connector road to safely reopen to two lanes.

Navigators

- 4.16 Council's Navigator service remains open to anyone affected by the weather event and operates from a hub beside Civic House weekdays between 9.30am and 5pm. The Navigator team are also happy to visit people at home by arrangement. This team has been working closely with residents to provide information, guidance and assistance throughout the recovery process.

Annual Plan

- 4.17 Significant recovery costs from the severe weather event in August 2022 are one of the key changes in the Annual Plan 2023/24 Consultation Document. The total estimated cost of recovery for Council is \$57.1 million, and an estimated 40% is likely to be covered by insurance and

Item 6: Mayor's Report - left to lie 13 April 2023

central government contributions. The estimated cost of recovery work in 2023/24 is \$11.5 million.

- 4.18 The recovery will take significant funding and effort from Council. It is expected to be completed over six years, and it is proposed paid for over a 10-year period. The work could be done more quickly, but that would be more costly and have greater risk of not being done to the desired high standard.

Author: Hon Dr Nick Smith, Mayor

Attachments

Attachment 1: 118544611-7016 - amended Draft Letter to LGNZ tabled at 13 april 2023 meeting [↓](#)

Council 13 April 2023
Tabled Document

Tēnā koe Mayor Smith,

We write to you to formally request Nelson City Council's sector membership be amended, to leave the Provincial Sector and to join the Metropolitan Sector. Whakatū Nelson, as a core urban centre, feel our interests and challenges best align with the other members of the Metropolitan Sector.

With a population of around 55,000 people, while below the membership threshold, we sit within the range of populations present in the current sector membership, as well as having a population density in a similar range. The vast majority of our population live within the urban area, and as such the major focus of our council is on urban issues.

Nelson is currently grappling with increased growth and an aging population, alongside a shortage of housing and a need for brownfield intensification. In our transport network, we are working to address the challenges of congestion and sustainability, with public transport, walking and cycling routes, and encouraging electrification of our city's private vehicle fleet all core focuses. Like other sector members, we also see seasonal changes through significant visitor numbers in our summer season. We also face responding to the risks posed by climate change in the context of highly developed areas and the unique challenges posed, which is an area of particular focus in which we see benefit from engagement with the Metro sector group.

We also share a number of opportunities with the wider metro sector, as we work towards greater city centre activation through people-centred development, providing improved access to community facilities, lifting productivity, and continued economic development within our city, which would benefit from greater engagement with other metro councils.

With our challenges and opportunities strongly aligning with those of other Metropolitan Sector members, we believe our engagement is best placed within this sector. We appreciate your consideration of this request and look forward to hearing back from you.

Nāku iti noa, nā

Hon Dr Nick Smith, Mayor of Nelson
Rohan O'Neill-Stevens, Deputy Mayor of Nelson

[NDOCS-1982984479-5805](#)

Mayor's Report

1. Purpose of Report

- 1.1 To agree that His Worship the Mayor approach his counterparts in Tasman and Marlborough District Councils, proposing the establishment of an interim Te Taihu Water Reform Joint Committee, comprised of the Mayors and Chief Executives of each Council.

2. Recommendation

That the Council

1. ***Receives the report Mayor's Report (R27655); and***
2. ***Notes the Government announcement on 13 April 2023 of changes to the Three Waters Reform programme, including the establishment of a Te Taihu Water Entity under the Water Services Entities Act 2022; and***
3. ***Agrees His Worship the Mayor approach the Mayors of Tasman and Marlborough District Councils proposing the establishment of an interim Te Taihu Water Reform Joint Committee; and***
4. ***Agrees His Worship the Mayor report back to Council on the outcome of the discussions with the Mayors of Tasman and Marlborough District Councils on the proposed interim Te Taihu Water Reform Joint Committee by 20 July 2023.***

3. Discussion

- 3.1 The Government announced last month, on 13 April, a significant overhaul of its proposed Three Waters reforms. These changes remain the most significant changes for local government in a generation affecting how our Council manages \$750 million worth of community assets for drinking water, stormwater and wastewater that have been built up over the nearly 150 years of the Nelson City Council. It is

Item 7: Mayor's Report

important Council is updated and that we continue to engage to get the best possible outcome for our community from these reforms.

- 3.2 The most significant change in the recent rejig is expanding the number of new water entities from four to 10. Under the original proposal, Nelson was included in Water Entity C alongside Marlborough, Tasman, the wider Wellington region, the Wairarapa, Hawke's Bay and Gisborne. Nelson would have had very little effective say on this entity with Nelson-Tasman and Marlborough sharing one representative on a regional body of 18. It is now proposed that Nelson will be part of a Te Taihū entity of Nelson, Marlborough and Tasman. This outcome is a significant win for our community and is consistent with our informal submissions to Ministers during this phase of reconsideration.
- 3.3 There are many advantages of this smaller entity. It is widely noted that Wellington has badly neglected its water infrastructure over many decades, and it requires billions to fix. We would have had to contribute to this cost and had improvements in our own region deferred while it was brought up to standard. We will have a much stronger voice in a Nelson-Tasman-Marlborough entity. We have a long-established and strong relationship with our Tasman and Marlborough neighbours and being of similar size makes for a workable solution. We already work closely with Tasman on water services. Our Nelson residents frequently recreate in areas such as the Marlborough Sounds, Nelson Lakes, Kaiteriteri, Rabbit Island and Golden Bay, and have a strong interest in their water quality and management.
- 3.4 I also believe we can better overcome some of the other problems with the Three Waters reforms with this more localised entity. We still have the issue over the future of Nelmac and it was proving a hard job to persuade Entity C to leave this NCC company alone. I am much more confident that we will be able to persuade a Te Taihū entity that messing with Nelmac makes no sense. I also think we will be able to overcome the problems of co-ordinating stormwater and catchment issues between the water entity and Council in this smaller entity. I also believe that a Te Taihū entity will enable us to better manage the transition of the skilled staff required to manage our water services. The previous proposal would have required our senior managers and engineers to relocate to Wellington whereas this will enable their careers to continue here. There have been some claims that these 10 smaller entities will not offer the same levels of savings as the four mega entities. I have always been sceptical of the claimed big savings, noting they have not eventuated in other areas of centralisation such as the merger of the polytechnics and KiwiBuild (on healthcare it is too early to draw conclusions). The huge sums spent on consultants now topping \$54 million on these water reforms did not help build confidence that these big entities would save money. We also need to be realistic with our communities that these changes are going to result, and always were going to result, in water services costs going up not down.
- 3.5 There are still significant problems with the changes. I do not see any benefit in a duplicate governance structure of a regional representative

Item 7: Mayor's Report

group and a board of directors to manage the Te Taihū entity and would prefer a Council Controlled Organisation (CCO) model. I do not agree with current boundaries of excluding the areas of the Tasman and Marlborough districts south of Seddon and Nelson Lakes that fall into the Ngāi Tahu takiwā. It should be possible to maintain the integrity of our neighbouring two councils and their communities of interest by including these areas and Ngāi Tahu involvement alongside our eight Te Taihū iwi. We should continue to advocate to have these issues rectified.

- 3.6 The Government has also noted a change in the timetable for these changes to take effect. I am pleased that 1 July 2024 is no longer proposed. It is inevitable that there will be considerable uncertainty about central government policy until after the General Election on the 14 October and, even if Labour is re-elected, changes in coalition arrangements may result in further change. If there is a change of government, it will take well into 2024 for coalition agreements to be concluded, Ministers to be appointed and policy to be settled. The disadvantage of stretching out the reform process to 1 July 2026, as proposed, is that the uncertainty for staff continues for longer and the organisational restructuring takes precedence over getting on with the job of improving water services.
- 3.7 I recommend that we get on and start the engagement with our two neighbouring councils at both governance and management levels on how we can best make these reforms work for our Te Taihū communities. Early engagement will help us identify common issues, collectively lobby for further refinements regardless of who is in government post October, help retain the confidence of our specialist staff and start planning the transition. My recommendation is that we write to our two neighbouring councils proposing the establishment of an interim Te Taihū Water Reform Joint Committee made up of the Mayors and CEOs of each Council, to report back to Councils by 20 July on possible ways on which we can work together to ensure we get the best possible outcome for our communities from these massive changes.

Author: Hon Dr Nick Smith, Mayor

Attachments

Nil

REPORT R27483

Community Investment Fund Panel Membership Update

1. Purpose of Report

- 1.1 To provide Council with options for future membership of the Community Investment Fund panel in response to a request by Council for a membership review.

2. Recommendation

That the Council

- 1. Receives the report Community Investment Fund Panel Membership Update (R27483) and its attachments (NDOCS-636034393-10799 and NDOCS-636034393-10790); and***
- 2. Retains the status quo for the Community Investment Fund Panel membership; and***
- 3. Approves the updated Terms of Reference for the Community Investment Fund Panel (NDOCS-636034393-10799)***

OR

- 4. Approves a new Community Investment Fund Panel structure that includes two Elected Members of Nelson City Council; and***
- 5. Approves the updated Terms of Reference for the Community Investment Fund Panel to include Elected Member panellists, removal of Council staff from the Panel membership, and appointment of the Panel Chair by the Panel (NDOCS-636034394-8588); and***
- 6. Appoints Councillors xxx and xxx to the Community Investment Fund Panel.***

Item 8: Community Investment Fund Panel Membership Update

3. Background

- 3.1 Elected members have requested a review of the Community Investment Fund (CIF) Panel membership, specifically to consider including elected members on the Panel.

The Community Investment Fund

- 3.2 The CIF contributes to improved wellbeing of Nelson's Communities of Greatest Need. Current CIF priorities are reducing social isolation, reducing housing vulnerability, improving access to work and learning, and reducing the impact of poverty. CIF funding is allocated to community groups addressing these needs.

- 3.3 The fund distributes \$340,000 per annum via:

3.3.1 \$240,000 for strategic grants up to a maximum \$30,000 each per annum; and

3.3.2 \$100,000 in small project grants up to \$10,000 each (generally between \$2,000 and \$5,000).

3.3.3 There is one strategic grant round each triennium and two small grants rounds each year.

Community Investment Fund Panel Membership

- 3.4 The CIF Panel is currently chaired by the Community Services Group Manager with four to six community members appointed by the Council. A further appointment is endorsed by iwi to bring an iwi Māori perspective to the panel. The Panel may co-opt additional community members without voting rights to provide specialist support.

Four community members were appointed in 2021 for three-year terms. In March 2023, the Panel was operating with a quorum of four appointed community members and two co-opted members.

- 3.5 Council may review the membership of the CIF Panel at any time, noting though that continuity of decision making is considered to be advantageous for Panel effectiveness.

4. Discussion

Models applied in other centres

- 4.1 Many other regions involve Elected Members in community grant allocations.

4.1.1 Invercargill, Dunedin, Central Hawkes Bay, Bay of Plenty all have mixed committees that sometimes have specific roles such as Māori or youth specific members.

Item 8: Community Investment Fund Panel Membership Update

- 4.1.2 Hastings, Timaru and Kapiti Coast Councils have sub committees made up of elected members.
- 4.1.3 Whangarei District Council utilises the Community Development Committee for allocation decisions (similar to the previous Nelson model).
- 4.2 Palmerston North has some community member panels that do not involve elected members in the decision-making process (including a mixed community member/staff panel similar to Nelson City Council's current model).

Potential structure for Elected Member participation

- 4.3 Inclusion of elected members on the Panel comes with some risks and advantages, as summarised in the options assessment below. Council will weigh up the risks and advantages before making a decision.
- 4.4 A mixed membership approach to the Panel is most likely to achieve desired benefits and minimise risks.
- 4.5 For example, if two elected members are appointed, four to six community panellists are recommended – the same as at present. This would ensure a broad range of community interests sitting on the Panel.
- 4.6 Retaining an emphasis on community decision making maintains a high degree of decision making with a 'by community for community' ethos, which has widespread support with applicants.
- 4.7 Including elected members with connections into the Communities of Greatest Need ensures that elected members able to strengthen their knowledge of and relationships with providers and those Communities.
- 4.8 Should Council decide to amend the Panel membership to include elected members, the role of the Group Manager Community Services chairing the Panel becomes inappropriate, as the Panel then becomes more of a governance decision making entity. In this scenario, it is recommended that the Panel would elect a new Chair from its membership.

Changes to Terms of Reference

- 4.9 Updated Terms of Reference options have been attached to reflect both options; to retain the status quo or to include elected members.
- 4.10 Should Council decide to maintain the status quo, the attachment 1 version of the Terms of Reference should be adopted, as this contains minor procedural updates.
- 4.11 If Council decides to include elected members on the Panel, the attachment 2 version of the updated Terms of Reference should be adopted, containing the procedural updates and references to elected members as panellists.

5. Options

5.1 Maintaining the status quo, or having two Elected Members participate on the panel are the recommended options (Option 1 or Option 2).

| Option 1: Maintain Status Quo of community membership and Group Manager Community Services Chair (alternative recommendation). | |
|--|--|
| Advantages | <ul style="list-style-type: none"> • Current structure is working effectively and separation from Council is viewed positively by applicants. • Council sets strategic direction for the CIF and monitors regular reporting from the CIF. |
| Risks and Disadvantages | <ul style="list-style-type: none"> • Opportunity for elected members of Council to connect and engage with Communities of Greatest Need and community services providers is not realised. • Possible perception of power imbalance between Council executive and community members due to Group Manager Community Services appointment as Chair. |
| Option 2: One or Two elected members are appointed as panellists and the Panel appoints a Chair from its membership (alternative recommendation). | |
| Advantages | <ul style="list-style-type: none"> • Maintains decision making 'by community for community.' • Retains diversity of membership. • Provides opportunity for elected member participation in allocation decisions and provides a vehicle for elected members to enhance community connection. • Provides a level of autonomy and trust to the Panel in allowing it to appoint its Chair. |
| Risks and Disadvantages | <ul style="list-style-type: none"> • Possible perception of power imbalance due to presence of Council elected members. • Risk that decisions may be politicised. |

Item 8: Community Investment Fund Panel Membership Update

| Option 3: More than two elected members are appointed as panellists and the Panel appoints a Chair from its membership (not recommended). | |
|--|--|
| Advantages | <ul style="list-style-type: none">• More opportunity for elected member involvement. |
| Risks and Disadvantages | <ul style="list-style-type: none">• Risks and disadvantages of option 2 are exacerbated. |

6. Conclusion

- 6.1 While current CIF panel membership currently works effectively, there is opportunity for greater elected member participation in allocation decision making.

Author: Mark Preston-Thomas, Manager Community Partnerships

Authoriser: Andrew White, Group Manager Community Services

Attachments

Attachment 1: NDOCS-636034393-10799: CIF Terms of Reference with mark ups [↓](#)

Attachment 2: NDOCS 636034393-10790: CIF Terms of Reference with elected member mark ups [↓](#)

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|---|
| Important considerations for decision making |
| Fit with Purpose of Local Government Updating the panel membership supports social wellbeing by providing targeted financial assistance to Nelson’s Communities of Greatest Need. |
| Consistency with Community Outcomes and Council Policy The recommendations in this report support the Community Outcomes our communities are healthy, safe, inclusive and resilient; our communities have access to a range of social, educational and recreational facilities and activities; our Council provides leadership and fosters partnerships, a regional perspective and community engagement. |
| Risk Updating the panel membership is a low risk decision as funding support for community development is consistent with the Long Term Plan 2021-31 and have existing funding streams. |
| Financial impact Council actions with the Community Investment Fund can continue to be met within existing budgets. |
| Degree of significance and level of engagement This matter is of low significance because changes to panel composition will not impact on the scope or level of funding for the Community Investment Fund. |
| Climate Impact This decision will not impact on the ability of Council to proactively respond to the impact of climate change now or in the future. |
| Inclusion of Māori in the decision making process No engagement with Māori has been undertaken in preparing this report. |
| Delegations This decision is a matter for Council. |

Submission on Charging our Future Strategy

1. Purpose of Report

- 1.1 To approve the Nelson City Council submission on the Charging Our Future Strategy to Te Manatū Waka Ministry of Transport.

2. Summary

- 2.1 In May 2022, the Government released New Zealand's first emissions reduction plan outlining how the first emission budget for 2022-25 will be met, and future emissions budgets.
- 2.2 The Emissions Reduction Plan includes the action to rapidly adopt low-emissions vehicles including by improving EV-charging infrastructure across New Zealand to ensure all New Zealanders can charge when they need to. The Charging our Future Strategy provides greater certainty about the role Government will play in supporting EV charging infrastructure and further supports Government's net zero greenhouse gas emissions by 2050 target.
- 2.3 The Charging Our Future Strategy is out for public consultation to 11 May 2023. This report presents Council's draft submission on the Strategy and further demonstrates Council's commitment towards reducing greenhouse gas emissions.

3. Recommendation

That the Council

- 1. Receives the report Submission on Charging our Future Strategy (R27631) and its attachment (839498445-14264); and***
- 2. Approves the draft Nelson City Council submission on the Charging Our Future Strategy to Te Manatū Waka Ministry of Transport (839498445-14264); and***

3. *Agrees that the Mayor and Chief Executive be delegated authority to approve minor editorial amendments to the Council submission on the Charging Our Future Strategy to Te Manatū Waka Ministry of Transport.*

4. Background

- 4.1 Council, through a resolution on 3 May 2018, committed to adopting and implementing a comprehensive plan to reduce carbon emissions. The first step was to measure Council's own carbon footprint.
- 4.2 The declaration of a climate change emergency in May 2019 resulted in funding allocated to enable Council to support and empower a regional response to climate change, as well as focusing on reducing its own emissions.
- 4.3 Nationally, transport is one of the largest sources of greenhouse gas emissions, responsible for 17 per cent of New Zealand's gross emissions and 39 per cent of total domestic CO₂ emissions and EV ownership is already ahead of projected levels, and the technological environment for EVs is dynamic.
- 4.4 Over the three years 2017/18 to 2020/21, Nelson City Council's greenhouse gas emissions have reduced by 33 per cent with transport making up the largest proportion (around 70 per cent) of GHG emissions in the Nelson region.
- 4.5 Council has initiated a number of initiatives to support reduction of greenhouse gas emissions and will continue to look for further opportunities as Activity Management Plans and the 2024-34 Long Term Plan are developed.
- 4.6 In May 2022, the Government released Aotearoa New Zealand's first emissions reduction plan.
- 4.7 On 22 March 2023, Te Manatū Waka Ministry of Transport opened the Charging Our Future Strategy for public consultation and submissions close on 11 May 2023.

5. Discussion

- 5.1 The draft submission answers the online questions asked about the Charging our Future Strategy, and the cover letter focuses on the following key areas:
 - 5.1.1 Tracking Nelson city and Council's Greenhouse Gas Emissions
 - 5.1.2 Charging Infrastructure Issues
 - 5.1.3 Prioritising other GHG reducing transport modes in the Strategy
 - 5.1.4 Technological Advancements

Item 9: Submission on Charging our Future Strategy

5.1.5 Nelson as a Holiday/Tourism Hotspot

5.1.6 Central and Local Governments Role

5.1.7 Promoting the Strategy to the Public

6. Options

- 6.1 Council could approve or not approve the draft submission to Te Manatū Waka Ministry of Transport on the Charging Our Future Strategy and Staff recommend Option 1 – approve the draft Council submission.

| Option 1: Approve the draft Council Submission on the Charging Our Future Strategy (Recommended) | |
|---|--|
| Advantages | <ul style="list-style-type: none">• Provides feedback to Te Manatū Waka Ministry of Transport on Council's perspective of how improved and impactful EV Charging can be delivered in the future.• Enables Te Manatū Waka Ministry of Transport to make changes to improve the draft strategy on EV charging.• Demonstrates Council's commitment to supporting the reduction of greenhouse gas emissions. |
| Risks and Disadvantages | <ul style="list-style-type: none">• Submission may not fully accord with views of all of the community. |
| Option 2: Not approve the draft Council submission on the Charging Our Future Strategy | |
| Advantages | <ul style="list-style-type: none">• Council not committed by submission content. |
| Risks and Disadvantages | <ul style="list-style-type: none">• Feedback not raised with Central Government.• Potential improvements to the draft legislation not incorporated.• Initiatives to reduce transport generated greenhouse gas emissions not effective |

7. Conclusion

- 7.1 The Emissions Reduction Plan includes completion of a national EV-charging infrastructure strategy to set out the Government's vision and policy objectives. Council's draft Charging our Future Strategy submission supports the Strategy.

8. Next Steps

- 8.1 Following a decision from Council, staff will submit the submission to Te Manatū Waka Ministry of Transport.

Item 9: Submission on Charging our Future Strategy

Author: Jane Borren, Policy Adviser

Authoriser: Alec Louverdis, Group Manager Infrastructure

Attachments

Attachment 1: 839498445-14264 Draft Charging Our Future Strategy
Submission [↓](#)

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|---|
| Important considerations for decision making |
| Fit with Purpose of Local Government Te Manatū Waka Ministry of Transport objectives of this Strategy is to improve the provision of EV Charging Infrastructure supporting community wellbeing. |
| Consistency with Community Outcomes and Council Policy This draft submission supports the following community outcomes: <ul style="list-style-type: none">• Our infrastructure is efficient, cost effective and meets current and future needs• Council provides leadership and fosters partnerships, regional perspective, and community engagement |
| Risk This submission on the Charging our Future Strategy is of low risk as it aligns with Council's commitments to reducing greenhouse gas emissions and developing alternative transport models. |
| Financial impact There are no direct financial impacts for Council in relation to this submission. |
| Degree of significance and level of engagement The Charging Our Future Strategy has a wide range of interest from community members and groups supporting initiatives mitigating climate change. This report however is limited to seeking a decision on lodging a submission on the Strategy as part of the Te Manatū Waka Ministry of Transport process. As such the significance of the report, as assessed against Councils' Significance and Engagement Policy, is low to medium. |
| Climate Impact Climate mitigation and adaption, resilience and environmental impacts are drivers of the Emissions Reduction Plan. There are no specific climate change impacts arising from this submission on the Charging Our Future Strategy. |
| Inclusion of Māori in the decision making process No engagement with Māori has been undertaken in preparing this report. |
| Delegations This is a matter for Council. |

REPORT R27611

Nelmac Limited Six Month Report to 31 December 2022

1. Purpose of Report

- 1.1 To receive the six month report to 31 December 2022 from Nelmac Limited.

2. Recommendation

That the Council

- 1. Receives the report Nelmac Limited Six Month Report to 31 December 2022 (R27611) and its attachment (1511110536-632).**

3. Background

- 3.1 Section 66 of the Local Government Act requires Nelmac to deliver a half yearly report on performance within two months of the end of that period. The Council must publish the half yearly report within one month of receiving it on its website. These requirements have been met. The half yearly report of Nelmac for the period ending 31 December 2022 is included as Attachment 1 (1511110536-632).

4. Discussion

- 4.1 For the first six months of this financial year Nelmac reported profit before tax (PBT) of \$488,000 compared with \$105,000 at the same time the previous financial year and the full year target of \$900,000. Section 1 of the attachment covers the numerous factors contributing to the financial result which includes responding to the August 2022 storm event in a tight labour market.
- 4.2 Overall Nelmac's six months revenue is up \$6.542 million (31%) on the same time last year while expenditure has increased \$6.158 million. Revenue from Council has increased \$7.8 million while revenue from non-NCC sources has decreased \$1.2 million.
- 4.3 The changes in mix of non-NCC and NCC was driven by the August 2022 storm event response and Nelmac prioritising that work over other

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opportunities. The increase in expenses is predominantly subcontractors and to a lesser extent overtime/extra hours wages to support the response effort.

- 4.4 Nelmac is forecasting an end of year profit before tax result of \$900,000 in line with the Statement of Intent and up on last year's result of \$838,000.
- 4.5 The company balance sheet remains stable. The change in the working capital level is due to accounting classification of the debt facility which is due for renewal within the next 12 months (from a term to a current liability).
- 4.6 The risk areas for achieving the performance measures by 30 June 2023 are employee turnover and profitable growth in non-NCC work.
- 4.7 Nelmac Limited will be attending to answer questions on the 6 month report and the Confidential part of this meeting to present the draft Statement of Intent 2023/24.

Author: Nikki Harrison, Group Manager Corporate Services

Attachments

Attachment 1: 1511110536-632 Nelmac Kūmānu Limited Six Month Report to 31 December 2022 [↓](#)

