



Minutes of a meeting of the Nelson City Council

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

On Thursday 9 November 2017, commencing at 9.04am

- Present: Her Worship the Mayor R Reese (Chairperson), Councillors L Acland, I Barker, M Courtney, B Dahlberg, K Fulton, M Lawrey, P Matheson, B McGurk, G Noonan, M Rutledge, T Skinner and S Walker
- In Attendance: Acting Chief Executive (D Hammond), Group Manager Infrastructure (A Louverdis), Group Manager Strategy and Environment (C Barton), Group Manager Community Services (C Ward), Group Manager Corporate Services (N Harrison), Senior Strategic Adviser (N McDonald) and Governance Adviser (E Stephenson)
- Apologies: Councillors Lawrey and Rutledge for lateness and Councillor Walker for early departure

Opening Prayer

Councillor Tim Skinner gave the opening prayer.

1. Apologies

Resolved CL/2017/CL/2017/492

That the Council

Receives and accepts the apologies from Councillor Rutledge and Councillor Lawrey for lateness and from Councillor Walker for early departure.

Her Worship the Mayor/Matheson

Carried

2. Confirmation of Order of Business

Her Worship the Mayor explained that the LGNZ Roadshow might be delayed due to lateness, and that the order of business might change accordingly.

Attendance: Councillor Lawrey entered the meeting at 9.09am.

3. Interests

Councillor Dahlberg subsequently declared an interest in Item 3.2 - of the Public Excluded Agenda - Trafalgar Centre Basketball Equipment.

4. Public Forum

4.1 Alison Horne - Friends of the Maitai

Alison Horne, representing Friends of the Maitai, spoke about the need for an 0800 environmental hotline, treatment of wastewater at MTB hub, outcome of French tourists dumping diesel and a request for urgency on the phase out of plastic parking tickets, and answered questions, noting that the group:

- was supportive of Council's work in the environment, in particular, project Maitai/Mahitahi
- thanked Council for the creation of the 0800 pollution reporting hotline, requesting that this be widely promoted and easily accessible
- suggested a gravel wash area, utilising reeds and other plants, could be used for the main Mountain bike hub instead of the proposed sediment trap
- in relation to the disposal of diesel into the stormwater system by tourists, requested Council include instructions for the correct disposal of detergents/diesel etc, including a reminder that NZ systems are different to those overseas, along with the freedom camping bylaw signage, also requested more schoolchildren's art around drains, showing the connection between drains and waterways
- requested urgency for the upgrade of parking meters to a paperless system, as there was a significant problem with the current plastic parking tickets, which blew about into the sea and rivers, acknowledging that Council was planning to upgrade the system, but that in the interim, suggested that Council implements a change from non-recyclable to biodegradable plastic
- requested that in the future, Council includes consideration of environmental factors as part of its procurement policy.

5. Confirmation of Minutes

21 September 2017

Document number M2930, agenda pages 19 - 57 refer.

Resolved CL/2017/493

That the Council

Confirms the minutes of the meeting of the Council, held on 21 September 2017, as a true and correct record.

McGurk/Fulton

Carried

5.1 18 October 2017

Document number M3019, agenda pages 58 - 66 refer.

Resolved CL/2017/494

That the Council

Confirms the minutes of the meeting of the Council, held on 18 October 2017, as a true and correct record.

Courtney/McGurk

Carried

5.2 31 October 2017

Document number M3068, agenda pages 67 - 69 refer.

Resolved CL/2017/495

That the Council

Confirms the minutes of the meeting of the Council, held on 31 October 2017, as a true and correct record.

Barker/Walker

Carried

6. Status Report - Council - 9 November 2017

Document number R8644, agenda pages 70 - 80 refer.

Resolved CL/2017/496

That the Council

Receives the Status Report Council 9 November 2017 (R8644) and its attachment (A1168168).

Her Worship the Mayor/Noonan

Carried

7. LGNZ Excellence CouncilMARK Assessment Report for Nelson City Council

Document number R8667, agenda pages 117 - 133 refer.

Resolved CL/2017/497

That the Council

Receives the report LGNZ Excellence CouncilMARK Assessment Report for Nelson City Council (R8667) and its attachment (A1850901); and

Requests officers to register Council's interest in participation in the programme in 2018.

Noonan/Barker

Carried

8. Cricket - Target Shooting Facility - Progress Update

Document number R8479, agenda pages 94 - 98 refer.

Property Parks and Facilities Asset Manager, Andrew Petheram and Manager Capital Projects, Shane Davies noted that there were no changes to the report and answered questions.

Resolved CL/2017/498

That the Council

Receives the report Cricket - Target Shooting Facility - Progress Update (R8479); and

Approves the reallocation of \$70,000 from the construction of the veranda/paths scheduled for completion in 2017/18, which was allocated in the 2016/17 Annual Plan, to the construction of a car park area adjacent to the cricket and target shooting facility.

Noonan/McGurk

Carried

9. Events Strategy: Approval of Draft for Community Engagement

Document number R8506, agenda pages 99 - 116 refer.

Nelson Regional Development Agency Chief Executive, Mark Rawson, and Senior Strategic Adviser, Nicky McDonald, answered questions. Ms McDonald noted a correction to the third recommendation, which should be \$35,000, not \$75,000.

Discussion followed, where concerns were identified relating to regional identity, community wellbeing and alignment with current policies and Council's vision. Ms McDonald confirmed that officers would welcome working with councillors on these issues and this resulted in an additional fourth recommendation, delegating Councillors Fulton and Rutledge to work with officers on these issues.

Resolved CL/2017/499

That the Council

Receives the report Events Strategy: Approval of Draft for Community Engagement (R8506) and its attachment (A1853698); and

Approves the draft Events Strategy for community engagement as outlined in R8506; and

Approves \$35,000 to be added to the Events Fund for the 2017/18 year to fund community events; and

Delegates Councillors Fulton and Rutledge to work with officers to amend the draft Strategy and the timeline for consultation, as necessary, for further consideration in the following areas:

- ***community wellbeing outcomes***
- ***existing Council policies***
- ***use of Council facilities and integration with the Regional Identity and***
- ***Clarity on peak and off peak***
- ***Return on investment for economic events.***

Her Worship the Mayor/Dahlberg

Carried

Local Government New Zealand (LGNZ) Roadshow

The meeting was adjourned at 10.17am for an LGNZ Roadshow, during which time Cr Walker left the meeting, and reconvened after lunch at 12.52pm. Cr Rutledge was present.

10. Mayor's Report

Document number R8106, agenda pages 81 - 93 refer.

Group Manager Strategy and Environment, Clare Barton, updated the Council on work in the Freshwater space, and answered questions.

Attendance: Councillors Lawrey and Noonan left the meeting at 1.26pm.

Attendance: Councillor Matheson left the meeting at 1.30pm.

Resolved CL/2017/500

That the Council

Receives the Mayor's Report (R8106) and its attachments (A1851670 and A1858820); and

Amends the Nelson City Council Delegations Register to add the Residents Survey to the Governance Committee areas of responsibility, as outlined in Attachment 1 (A1851670).

Her Worship the Mayor/Dahlberg

Carried

REPORTS FROM COMMITTEES

11. Nelson Regional Sewerage Business Unit Meeting - 30 June 2017

Document number R8559, agenda pages 134 - 136 refer.

Resolved CL/2017/501

That the Council

Receives the minutes of the Nelson Regional Sewerage Business Unit Meeting - 30 June 2017 (A1793164).

Skinner/Her Worship the Mayor

Carried

5. Saxton Field Committee Meeting - 16 October 2017

Document number R8686, agenda pages 137 - 140 refer.

Resolved CL/2017/502

That the Council

Receives the minutes of the Saxton Field Committee Meeting - 16 October 2017 (A1857595).

Skinner/Rutledge

Carried

6. Audit, Risk and Finance Subcommittee - 28 September 2017

Document number M2963, agenda pages 141 - 147 refer.

Resolved CL/2017/503

That the Council

Receives the unconfirmed minutes of a meeting of the Audit, Risk and Finance Subcommittee, held on 28 September 2017.

Barker/Her Worship the Mayor

Carried

Attendance: Councillor Lawrey returned to the meeting at 1.30pm.

6.1 Health and Safety Strategic Plan 2017 - 2023

Resolved CL/2017/504

That the Council

Approves the Health and Safety Strategic Plan 2017 - 2023 (A1398549).

Barker/Her Worship the Mayor

Carried

6.2 Revised Internal Audit Annual Plan to June 2018

Resolved CL/2017/505

That the Council

Approves the Internal Audit – Annual Audit Plan to 30 June 2018 (A1800209).

Barker/Her Worship the Mayor

Carried

7. Sports and Recreation Committee - 5 October 2017

Document number M2988, agenda pages 148 - 155 refer.

Resolved CL/2017/506

That the Council

Receives the unconfirmed minutes of a meeting of the Sports and Recreation Committee, held on 5 October 2017.

Skinner/Rutledge

Carried

7.1 Draft Parks and Reserves Asset Management Plan 2018-28

Resolved CL/2017/507

That the Council

Approves the Draft Parks and Reserves Asset Management Plan 2018-28 (A1751541) as the version to inform the Long Term Plan 2018-28, acknowledging that the following sub activities have not been finalised:

- ***3642 Natureland;***
- ***4069 Saxton Field Capital Works;***
- ***3590 Sportsparks.***

Skinner/Rutledge

Carried

8. Commercial Subcommittee - 28 September 2017

Document number M2966, agenda pages 156 - 158 refer.

Resolved CL/2017/508

That the Council

Receives the unconfirmed minutes of a meeting of the Commercial Subcommittee, held on 28 September 2017.

Courtney/Barker

Carried

9. Planning and Regulatory Committee - 3 October 2017

Document number M2976, agenda pages 159 - 168 refer.

Resolved CL/2017/509

That the Council

Receives the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 3 October 2017.

McGurk/Her Worship the Mayor

Carried

9.1 Changes arising from the Building (Earthquake-Prone Buildings) Amendment Act 2016

Recommendation to Council CL/2017/510

That the Council

Approves the amended Dangerous and Insanitary Buildings Policy, to remove the specific references to earthquake prone buildings, noting that a full review of the policy will take place in 2018.

McGurk/Her Worship the Mayor

Attendance: Councillors Matheson and Noonan returned to the meeting at 1.34pm.

16.2 Draft Environment Activity Management Plan 2018-28

Resolved CL/2017/511

That the Council

Approves the Draft Environment Activity Management Plan 2018-2028 (A1787292) as the version to inform the Long Term Plan (LTP) 2018-2028 noting the decisions regarding resourcing will be subject to the LTP process; and

Agrees in principle to an increased level of service, noting that it is to meet community expectations and demand, and statutory requirements.

McGurk/Her Worship the Mayor

Carried

10. Community Services Committee - 19 October 2017

Document number M3022, agenda pages 169 - 178 refer.

Resolved CL/2017/512

That the Council

Receives the unconfirmed minutes of a meeting of the Community Services Committee, held on 19 October 2017.

Noonan/Courtney

Carried

10.1 Draft Arts Activity Management Plan 2018-28

Resolved CL/2017/513

That the Council

Approves the Draft Arts Activity Management Plan 2018-28 (A1766400) as the version to inform the Long Term Plan 2018-2028.

Noonan/Courtney

Carried

10.2 Nelson Arts Festival Governance

Resolved CL/2017/514

That the Council

Establishes a Charitable Trust, registered as the Nelson Festivals Trust, to provide governance and operations of the Nelson Arts Festival as an independent governing body; and

Implements the transition timeframe and actions outlined in this report (R7929), with transfer of operations to occur in time for the Trust to shadow the 2018 Nelson Arts Festival and to operate the Festival from 2019; and

Directs an interview panel comprising of the Chair Community Services, Deputy Chair Community Services and Her Worship the Mayor, to commence recruitment for a Chair of the Trust and recommend a preferred candidate to Council for approval; and

Notes that due to timeframe requirements, the recruitment process for the Chair will commence before formal Council approval on 9 November 2017, identifying within the application process that it is subject to Council approval; and

Acknowledges that the newly appointed Chair will be responsible for appointing the other initial trustees of the Trust.

Noonan/Courtney

Carried

17.3 CCTV Services

The words 'of the CCTV Services' were added to the recommendation to Council to ensure it was stand-alone.

Recommendation to Council CL/2017/515

That the Council

Delegates approval of the successful tender of the CCTV Services to the Chair of the Community Services Committee and the Chief Executive if the budget is exceeded by up to \$50,000.

Noonan/Courtney

10.3 Draft Heritage Activity Management Plan 2018 - 2028

Resolved CL/2017/516

That the Council

Approves the Draft Heritage Activity Management Plan 2018-2028 (A1826798) as the version to inform the Long Term Plan 2018-2028.

Noonan/Courtney

Carried

11. Civil Defence Emergency Management Group - 20 September 2017

Document number M2914, agenda pages 179 - 181 refer.

Resolved CL/2017/517

That the Council

Receives the unconfirmed minutes of a meeting of the Civil Defence Emergency Management Group, to hear submissions to the Civil Defence and Emergency Management Group Plan 2017-2022, held on 20 September 2017.

Her Worship the Mayor/Matheson

Carried

12. Civil Defence Emergency Management Group - 2 October 2017

Document number M2959, agenda pages 182 - 185 refer.

Resolved CL/2017/518

That the Council

Receives the unconfirmed minutes of a meeting of the Civil Defence Emergency Management Group, held on 2 October 2017.

Her Worship the Mayor/Matheson

Carried

20. Works and Infrastructure Committee - 28 September 2017

Document number M2960, agenda pages 186 - 193 refer.

Resolved CL/2017/519

That the Council

Receives the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 28 September 2017.

Matheson/Acland

Carried

20.1 Draft Solid Waste Asset Management Plan 2018-28

Resolved CL/2017/520

That the Council

Approves the Draft Solid Waste Asset Management Plan 2018-28 (A1828548) as the version to inform the Long Term Plan 2018-28.

Matheson/Noonan

Carried

13. Hearings Panel - Other - 5 October 2017

Document number M2984, agenda pages 194 - 195 refer.

Resolved CL/2017/521

That the Council

Receives the unconfirmed minutes of a meeting of the Hearings Panel - Other, held on 5 October 2017.

Barker/Courtney

Carried

14. Governance Committee - 26 October 2017

Document number M3044, agenda pages 196 - 199 refer.

Resolved CL/2017/522

That the Council

Receives the unconfirmed minutes of a meeting of the Governance Committee, held on 26 October 2017.

Barker/Dahlberg

Carried

14.1 Nelson Municipal Band Trust - Council Controlled Organisation Exemption

Resolved CL/2017/523

That the Council

Approves an exemption to the Nelson Municipal Band Trust for the purposes of Section 6(4)(i) of the Local Government Act 2002, in accordance with Sections 7(3) and 7(6) of the Act and after considering the matters in Section 7(5) of the Act.

Barker/Dahlberg

Carried

15. Works and Infrastructure Committee - 31 October 2017

Document number M3066, agenda pages 200 - 202 refer.

Resolved CL/2017/524

That the Council

Receives the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 31 October 2017.

Matheson/Her Worship the Mayor

Carried

15.1 Draft 2018-28 Transport Asset Management Plan

Attendance: Councillor Rutledge left the meeting at 1.47pm and returned at 1.51pm.

Resolved CL/2017/525

That the Council

Approves the Draft Transport Asset Management Plan 2018-28 (A1851685) as the version to inform the Long Term Plan 2018-28 and the Mid Term Review of the Regional Land Transport Plan 2015-2021.

Matheson/Noonan

Carried

16. Chief Executive Employment Committee - 27 October 2017

Document number M3062, agenda pages 202 - 206 refer.

Resolved CL/2017/526

That the Council

Receives the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 27 October 2017.

Dahlberg/Her Worship the Mayor

Carried

17. Exclusion of the Public

Resolved CL/2017/527

That the Council

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

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

Rutledge/Skinner

Carried

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	Council Meeting - Public Excluded Minutes - 21 September 2017	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7.	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(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).
2	Council Meeting - Public Excluded Minutes - 18 October 2017	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)(a) To protect the privacy of natural 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)
		information for which good reason exists under section 7.	including that of a deceased person.
3	Council Meeting - Public Excluded Minutes - 31 October 2017	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7.	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
4	Status Report - Council - Public Excluded - 9 November 2017	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(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)
5	Sports and Recreation Committee Meeting - Public Excluded Minutes - 5 October 2017 These minutes contain recommendations to Council regarding: <ul style="list-style-type: none"> • Community Leases – Marsden Recreation Ground: Nelson Indoor Bowls Association, Stoke Toy Library 	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)(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)(h) To enable the local authority to carry out, without prejudice or

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>Society Incorporated and Stoke Nayland Cricket Club</p> <ul style="list-style-type: none"> Trafalgar Centre Basketball Equipment 		<p>disadvantage, commercial activities</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	<p>Commercial Subcommittee Meeting - Public Excluded Minutes - 28 September 2017</p> <p>These minutes contain recommendations to Council regarding:</p> <ul style="list-style-type: none"> State Advances – RFP analysis 	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7.</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
7	<p>Planning and Regulatory Committee Meeting - Public Excluded Minutes - 3 October 2017</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)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
8	<p>Community Services Committee Meeting - Public Excluded Minutes - 19 October 2017</p> <p>These minutes contain recommendations to Council regarding:</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,

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<ul style="list-style-type: none"> Commercial Leases – Founders Heritage Park 		negotiations (including commercial and industrial negotiations)
9	Works and Infrastructure Committee Meeting - Public Excluded Minutes - 28 September 2017	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7.</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
10	<p>Governance Committee Meeting - Public Excluded Minutes - 26 October 2017</p> <p>These minutes contain recommendations to Council regarding:</p> <ul style="list-style-type: none"> • Reappointment of Trustees to the City of Nelson Civic Trust 	<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)
11	Chief Executive Employment Committee Meeting - Public Excluded Minutes - 27 October 2017	<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> <p>Section 7(2)(a)</p> <ul style="list-style-type: none"> • To protect the privacy of natural persons, including that of a deceased person <p>Section 7(2)(c)(i)</p> <ul style="list-style-type: none"> • To protect information which is subject to an

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
			obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied

The meeting went into public excluded session at 1.56pm and resumed in public session at 3.14pm.

18. Re-admittance of the Public

Resolved CL/2017/544

That the Council

Re-admits the public to the meeting.

Dahlberg/Noonan

Carried

There being no further business the meeting ended at 3.14pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date