



Minutes of an ordinary meeting of the Nelson City Council

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

On Thursday 12 November 2020, commencing at 9.07a.m.

Present: Her Worship the Mayor R Reese (Chairperson), Councillors Y Bowater, T Brand, M Courtney, J Edgar (Deputy Mayor), K Fulton (via audio-visual link), M Lawrey, B McGurk, G Noonan, R O'Neill-Stevens, P Rainey, R Sanson and T Skinner

In Attendance: Chief Executive (P Dougherty), Group Manager Infrastructure (A Louverdis), Group Manager Environmental Management (C Barton), Acting Group Manager Community Services (M Preston-Thomas), Group Manager Strategy and Communications (N McDonald), Team Leader Governance (R Byrne), Governance Adviser (E-J Ruthven), and Youth Councillors (G Rollinson and S Weenik-Smith)

Apologies: Nil

Karakia Timatanga

A karakia timatanga was given.

1. Apologies

There were no apologies.

2. Confirmation of Order of Business

Her Worship the Mayor noted that item 10, Annual Report 2019/2020 had been withdrawn from the agenda, as Audit New Zealand had not yet completed its review. She said that the Annual Report 2019/2020 would need to be adopted at a Council meeting prior to the end of 2020.

Her Worship the Mayor noted that item 12, Population Projections for 2021 Asset Management Plans and Long Term Plan, would be taken before item 11, Long Term Plan 2021-2031 Assumptions.

3. Interests

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

4. Public Forum

4.1 Annette Milligan, Petra Cogger and Oscar Cogger - Save the Maitai - Petition

Annette Milligan, Petra Cogger and Oscar Cogger presented a petition against proposed development in the Maitai Valley.

Ms Milligan noted that over 9700 people had signed the petition. She spoke about the history of public access to the Maitai River, amenity values of the Maitai Valley, the intergenerational effect of Council decisions, and the importance of the Maitai Valley retaining its rural zoning.

Attendance: Councillor Brand joined the meeting at 9.15a.m.

Ms Cogger spoke about the opportunity for recreational activities in the Maitai Valley, how these may be lost if large scale development took place in the Maitai Valley, and the importance of taking action on climate issues.

Mr Cogger presented the petition to the Mayor.

Peter Taylor joined the presenters. Ms Milligan, Ms Cogger and Mr Taylor answered questions in relation to the Maitai Valley and the petition.

Attachments

- 1 A2520369 - Letter accompanying petition
- 2 A2520370 - Petition Cover Page

Note: due to size, the original and full petition has not been saved electronically. The original and full petition is stored in:

- Box 30260010014485
- File F003318750

5. Confirmation of Minutes

5.1 9 September 2020

Document number M14110, agenda pages 11 – 15 refer.

Resolved CL/2020/166

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 9 September 2020, as a true and correct record.**

Courtney/Brand

Carried

5.2 22 September 2020

Document number M14153, agenda pages 16 - 28 refer.

Resolved CL/2020/167

That the Council

- 1. Confirms the minutes of the meeting of the Council, held on 22 September 2020, as a true and correct record.**

Her Worship the Mayor/Bowater

Carried

5.3 29 September 2020 - Extraordinary Meeting

Document number M15163, agenda pages 29 - 31 refer.

Resolved CL/2020/168

That the Council

- 1. Confirms the minutes of the extraordinary meeting of the Council, held on 29 September 2020, as a true and correct record.**

Her Worship the Mayor/Edgar

Carried

6. Recommendations from Committees

6.1 Infrastructure Committee - 30 September 2020

6.1.1 Speed Limit Review - Deliberations

Resolved CL/2020/169

That the Council

- 1. Determines, having considered the written and oral submissions received, that:**

- a bylaw to set a permanent 30 km/h speed limit is the most appropriate way of addressing safety and access issues with some roads in the city centre and home zones; and**

- ***the proposed amendments to the Speed Limits Bylaw 2011 (210), which are set out in Attachments 1 and 2 of this report (A2475618 and A2745743 of Report R18145), are the most appropriate form of bylaw and do not give rise to any implications under the New Zealand Bill of Rights Act 1990; and***
- 2. ***Agrees to set a permanent speed limit of 30km/h, with effect from 1 December 2020, for certain city centre roads (not including Selwyn Place) and, for this purpose, adopts the amendments to the Speed Limits Bylaw 2011 (210) set out in Attachment 1 (A2475618 of Report R18145); and***
- 3. ***Agrees to set a permanent speed limit of 30km/h, with effect from 1 May 2021, for Selwyn Place and certain roads in home zones and, for this purpose, adopts the amendments to the Speed Limits Bylaw 2011 (210) set out in Attachment 2 (A2475743 of Report R18145).***

McGurk/O'Neill-Stevens

Carried

6.2 Sports and Recreation Committee - 5 November 2020

6.2.1 Modellers Pond Replacement Project - Moving to the next stage

Resolved CL/2020/170

That the Council

1. ***Approves additional unbudgeted funding of \$170,000 in capital expenditure to support the next phase of the Modellers Pond replacement project, consisting of the finalisation of the detailed design, tender documentation and contract award, to allow construction of the new reserve to get underway in 2021/22.***

Skinner/Brand

Carried

6.2.2 Interim public access for recreation on Koata Ltd land

Resolved CL/2020/171

That the Council

1. ***Approves \$80,000 of unbudgeted expenditure in 2020/21 as a grant to Koata Ltd for access to its land (Codgers/Fringed Hill area) for recreation and towards the management of recreation activities on its land; and***

2. ***Notes the release of the grant will be contingent on outcomes being included in a funding agreement between Koata Ltd and the Council that relate to public recreation access into the Codgers and Fringed Hill areas (Sec 1 SO 476250) and Koata Ltd not opposing the Maitai Recreation Hub project progressing; and***
3. ***Authorises the Chief Executive to negotiate the funding agreement with Koata Ltd relating to public recreation access into the Codgers and Fringed Hill areas.***

Skinner/Brand

Carried

7. Recommendation from Saxton Field Committee - 11 August 2020

Document number R20327, agenda pages 32 - 46 refer.

Resolved CL/2020/172

That the Council

1. ***Receives the report Recommendation from Saxton Field Committee - 11 August 2020 (R20327) and its attachments (A2504126 and A2463452); and***
2. ***Adopts the Capital Works Programme for Saxton Field contained in Attachment 1 (A2370568, contained in A2504126) for incorporation into Nelson City Council's draft budget as part of the Long Term Plan 2021-2031 processes, with the following amendments:***
 - A. ***Operating funding for marketing, signage (including wayfinding) and to prepare a separate Activity Management Plan for Saxton Field; and***
 - B. ***Development of a permanent baseball diamond at Avery Field; and***
 - C. ***Staff to review the programme to ensure there is sufficient funding for walking and cycling paths and associated seating.***

Edgar/Skinner

Carried

8. Mayor's Report

Document number R21405, agenda pages 47 - 47 refer.

At Her Worship the Mayor's invitation. Councillor Noonan, in her capacity as President of the Nelson Rotary Club, gave an update regarding Project Whare Haumarū, the homeless hub being developed at the Male Room in St Vincent Street.

Resolved CL/2020/173

That the Council

1. Receives the report Mayor's Report (R21405).

Her Worship the Mayor/Edgar

Carried

9. Status Report - Council

Document number R21399, agenda pages 48 - 50 refer.

Team Leader City Development, Lisa Gibellini, answered questions relating to the Status Report update for the City Streets for People project.

Her Worship the Mayor answered questions regarding the potential for change in legislation relating to the establishment of Māori Wards.

Resolved CL/2020/174

That the Council

1. Receives the report Status Report - Council (R21399)

Edgar/Skinner

Carried

10. Annual Report 2019/20

Document number R20302, agenda pages 51 - 293 refer.

This item was withdrawn from the agenda.

11. Population Projections for 2021 Asset Management Plans and Long Term Plan (agenda item 12)

Document number R15907, agenda pages 308 - 341 refer.

Team Leader City Development, Lisa Gibellini, and Strategy and Environment Senior Analyst, Chris Pawson, presented the report.

Mr Pawson explained that updated population estimates had been received from Statistics New Zealand in late October, and that Nelson's population had previously been underestimated. He noted that the incremental change projections per year would not change, rather the population starting point needed to be revised upwards by approximately 1600.

Ms Gibellini and Mr Pawson answered questions regarding the revised estimates and projected population growth in Nelson.

Resolved CL/2020/175

That the Council

- 1. Receives the report Population Projections for 2021 Asset Management Plans and Long Term Plan (R15907) and its attachment "Population Projections for Nelson City Council Long Term Plan 2021" (A2380354); and***
- 2. Adopts the population projections contained within the attached report (A2380354) for use in developing the Nelson City Council Long Term Plan 2021 and its associated supporting documents.***

McGurk/Brand

Carried

12. Long Term Plan 2021-2031 Assumptions (agenda item 11)

Document number R19226, agenda pages 294 - 307 refer.

Manager Strategy, Mark Tregurtha, and Policy Adviser, Troy Stade, presented the report. Mr Tregurtha noted a correction in the population figure on page 299, from 55,500 to 57,000, in line with the revised estimates received from Statistics New Zealand.

Mr Tregurtha answered questions regarding climate change impacts in relation to infrastructure assets, areas of Nelson vulnerable to climate change, planning considerations for the ageing population, interest rates, and capacity in the local contracting market.

Resolved CL/2020/176

That the Council

- 1. Receives the report Long Term Plan 2021-2031 Assumptions (R19226) and its attachment (A2200978); and***
- 2. Approves the Draft Significant Forecasting Assumptions (A2200978) for use in developing the 2021-31 Long Term Plan.***

Her Worship the Mayor/Brand

Carried

13. National Policy Statement - Urban Development Capacity - 2019/20 monitoring report

Document number R18098, agenda pages 342 - 363 refer.

Team Leader City Development, Lisa Gibellini, and Strategy and Environment Senior Analyst, Chris Pawson, presented the report.

Resolved CL/2020/177

That the Council

- 1. Receives the report National Policy Statement - Urban Development Capacity - 2019/20 monitoring report (R18098) and its attachment National Policy Statement on Urban Development Capacity, Nelson Urban Area Monitoring Report, July 2019-June 2020 (A2485152); and***
- 2. Approves publishing of the report National Policy Statement on Urban Development Capacity, Nelson Urban Area Monitoring Report, July 2019-June 2020 (A2485152) on the Council website.***

Edgar/McGurk

Carried

14. Exclusion of the Public

Resolved CL/2020/178

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:***

Skinner/Bowater

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 – 9 September 2020	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which	The withholding of the information is necessary: <ul style="list-style-type: none"> Section 7(2)(g) To maintain legal professional privilege

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
		good reason exists under section 7.	
2	Council Meeting - Public Excluded Minutes - 22 September 2020	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	Extraordinary Council Meeting - Public Excluded Minutes - 29 September 2020	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	Recommendations from Committees Governance and Finance Committee 30 September 2020 Nelmac Director Appointment	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	Council Confidential Status Report	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)(g) To maintain legal professional privilege 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)
			disadvantage, commercial activities <ul style="list-style-type: none"> Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)

The meeting went into confidential session at 10.24a.m. and resumed in public session at 10.59a.m.

RESTATEMENTS

It was resolved while the public was excluded:

1	Confidential: Recommendation from Governance and Finance Committee – Nelmac Director Appointment
	<p><i>That the Governance and Finance Committee Council</i></p> <p>3. <i>Agrees that the decision only be made publically available once the 2020 Nelmac Limited Annual General Meeting has taken place.</i></p>

Karakia Whakamutunga

A karakia whakamutunga was given.

There being no further business the meeting ended at 11.00a.m.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date