



# AGENDA

**Ordinary meeting of the  
Nelson City Council**

**Infrastructure and Community Services**

**28 April 2011  
Commencing at 9.00am**

**Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

**Membership:**

His Worship the Mayor Aldo Miccio, Councillors Ian Barker, Ali Boswijk (Deputy Mayor), Gail Collingwood, Ruth Copeland, Eric Davy, Kate Fulton, Paul Matheson, Jeff Rackley, Pete Rainey, Rachel Reese, Derek Shaw & Mike Ward

## Business

As set out below

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TARDIS 1071593

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### APOLOGIES

#### OPENING PRAYER

#### 1. Conflicts of Interest

- 1.1 Updates to the Conflicts of Interest Register
- 1.2 Identify any conflicts of interest in the agenda

#### 2. Public Forum

- 2.1 Nelson Marlborough Rescue Helicopter Trust

Paula Muddle will be speaking on the '20 Summits for 20 Years' initiative by the Nelson Marlborough Rescue Helicopter Trust.

#### 3. Confirmation of Minutes – 7 April 2011 1-15

Document number 1073929

Recommendation

***THAT the minutes of the meeting of the Nelson City Council – Governance and Policy and Planning, held on Thursday 7 April 2011, be confirmed as a true and correct record.***

#### 4. Confirmation of Minutes – 24 March 2011 16-17

Document number 1066147

Recommendation

***THAT the minutes of the meeting of the Nelson City Council, held on Thursday 24 March 2011, be confirmed as a true and correct record.***

#### 5. Mayor's Report 18

Document number 1078650

Recommendation

***THAT Council approves travel and accommodation costs for Councillor Matheson to represent Nelson City Council at the SPARC sector awards in Auckland on 18 April 2011.***

## CROSS COUNCIL ITEMS

### 6. Integrated Policy Framework 19-26

Document number 1056845

Recommendation

***THAT it is confirmed that the Integrated Policy Framework report 1056845 is adopted as the strategic policy framework of Nelson City Council;***

***AND THAT as such the framework is used to assess new projects, policies and activities for alignment with Council's strategic direction, and to prioritise them accordingly.***

### 7. Submission on the Proposed National Policy Statement on Indigenous Biodiversity 27-40

Document number 1073034

Recommendation

***THAT the attached submission (Document 1068313) to the proposed National Policy Statement on Indigenous Biodiversity be confirmed.***

## INFRASTRUCTURE ITEMS

During this part of the meeting the Mayor will be joined by the Infrastructure Portfolio Holder.

### 8. Public Status Report - Infrastructure 41

Document number 1034781

Recommendation

***THAT the Public Status Report - Infrastructure (1034781) be received.***

**9. Portfolio Holder's Report**

**10. Chief Executive Report – Infrastructure**

**42-58**

Document number 1069154

Recommendation

***THAT the Chief Executive Report - Infrastructure (1069154) be received.***

**10.1 Stormwater Culverts at Haven Road and St Vincent Street adjacent to Saltwater Creek**

Recommendation

***THAT investigation, design and repair of sections of stormwater culverts at Haven Road and St Vincent Street adjacent to Saltwater Creek be undertaken with urgency in the 2010/11 and 2011/12 financial years;***

***AND THAT \$154,000 from 2010/11 and \$132,000 from 2011/12 stormwater renewals budgets be directed to the works.***

**10.2 Parking and Vehicle Control Bylaw 2004, No. 207 Amendments to Schedules**

Recommendation

***THAT the following alterations to the Schedules of Bylaw No 207, Parking and Vehicle Control (2004) be approved:***

***Schedule 9: No Stopping***

**10.3 Arapiki Stream stormwater upgrade:**

Recommendation

***THAT from the \$121,000 stormwater savings realised on Arapiki Stream due to favourable site conditions, \$30,000 be transferred to Iwa Road and \$36,000 to Atawhai Drive.***

**10.4 Founders Railway water main re-location:**

Recommendation

***THAT Council agree to spend the additional \$64,332 to complete the proposed watermain re-location;***

***AND THAT \$64,332 from the \$205,000 savings realised from the Stoke high level reservoir water supply be used to fund this shortfall.***

10.5 Stoke high level reservoir water supply:

Recommendation

***THAT from the \$205,000 savings realised \$64,332 be transferred to Founders Railway water main re-location.***

10.6 Atawhai Drive combined transport, stormwater, and sewer:

Recommendation

***THAT additional \$36,000 be funded partly from the \$121,000 savings realised from the Arapiki Stream stormwater upgrade.***

10.7 Iwa Road combined transport, stormwater, and sewer:

Recommendation

***THAT additional \$30,000 be funded partly from the \$121,000 savings realised from the Arapiki Stream stormwater upgrade.***

## **COMMUNITY SERVICES ITEMS**

During this part of the meeting the Mayor will be joined by the Community Services Portfolio Holder.

### **11. Public Status Report - Community Services 59-60**

Document number 1034860

Recommendation

***THAT the Public Status Report - Community Services (1034860) be received.***

### **12. Portfolio Holder's Report**

### **13. Chief Executive Report – Community Services 61-66**

Document number 1069625

Recommendation

***THAT the Chief Executive Report - Community Services (1069625) be received.***

## REPORTS FROM COMMITTEES

### 14. Youth Council Update

Jamie White and Wirihana de Thierry will present an update on Nelson Youth Council activities.

### 15. Youth Council – 14 March 2011

67-71

Document number 1061913

Recommendation

***THAT the minutes of the meeting of the Nelson Youth Council, held on Monday 14 March 2011, be received.***

### 16. Nelson City Council Tasman District Council Joint Shareholders Committee – 25 March 2011

72-149

Document number 1067111

Recommendation

***THAT the minutes of a meeting of the Nelson City Council Tasman District Council Joint Shareholders Committee, held on 25 March 2011, be received;***

***AND THAT the following Committee recommendations be adopted subject to their being adopted by Tasman District Council:-***

#### ***1) Nelson Regional Sewerage Business Unit Proposal to Distribute Surpluses***

***THAT the Nelson Regional Sewerage Business Units Proposal to establish a principal that future operating surpluses be returned to the shareholders providing that there is a provision to repay loans over 30 years as set out in document 1033037 be approved;***

Note: The NRSBU Report Document 1033037 is attached as background to this recommendation.

#### ***2) Nelson Tasman Tourism Ltd Draft Statement of Intent 2011-2012***

***THAT the Tourism Nelson Tasman Limited Statement of Intent for 2011-12 be approved for signing subject to amendment 1 to 5 set out in the staff report dated 15 March 2011.***

Note: The TDC Staff Report dated 15 March 2011 is attached as background to this recommendation.

**3) Nelson Airport Ltd Draft Statement Of Intent 2011/12**

**THAT the Nelson Airport Ltd Statement of Intent for 2011/12 be approved for signing subject to existing levels of dividend being maintained.**

Note: The TDC Staff Report dated 15 March 2011 is attached as background to this recommendation.

**4) Alteration of Nelson Airport Constitution**

**THAT Clause 16.2(a) of the Nelson Airport Constitution be amended to provide as follows:**

***(a) The Nelson City Council shall be entitled to appoint and remove one Director in accordance with the provisions of Section 57 of the Local Government Act 2002 at any time by a resolution or notice in writing and signed by an authorised officer of the Nelson City Council, addressed to the company ("the NCC Director");***

**AND THAT Clause 16.2(b) of the Nelson Airport Constitution be amended to provide as follows:**

***(b) The Tasman District Council shall be entitled to appoint and remove one Director in accordance with the provisions of Section 57 of the Local Government Act 2002 at any time by a resolution or notice in writing and signed by an authorised officer of the Tasman District Council, addressed to the company ("the TDC Director");***

**AND THAT the Constitution be amended accordingly by Special Resolution of the shareholders in accordance with Clause 13.2 of the Constitution;**

**AND THAT the Minister of the Crown holding the Kiwi Share on behalf of the Crown be advised of the change.**

Note: The Report, document 1060946, is attached as background to this recommendation.

**16.1 Tasman Bays Heritage Trust**

Regarding Item 4.1 in the minutes concerning the Tasman Bays Heritage Trust, it is recommended that the resolution passed by the Nelson City Council Tasman District Council Joint Shareholders Committee and the actions it contains be endorsed.

Recommendation

**THAT the Council endorse the following resolution by the Nelson City Council Tasman District Council Joint Shareholders Committee;**

***THAT both Councils formally advise they will be considering options over the next three months as to how they wish to address the outstanding loans;***

***AND THAT it is suggested that, in light of the discussion at the meeting , the Tasman Bays Heritage Trust update their draft Statement of Intent 2011/2012 by removing the item regarding funding of Collection Staff of \$134,000;***

***AND THAT it is suggested that if the Tasman Bays Heritage Trust wish to pursue funding for Collection Staff, this should be done via submissions to Nelson City and Tasman District Councils Draft Annual Plans.***

## **17. Public Forum Discussion (if required)**

### **Public Excluded Business**

## **18. Exclusion of the Public**

Recommendation

***THAT the public be excluded from the following parts of the proceedings of this meeting in accordance with section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 on the grounds that the public conduct of this part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists.***

***i) Public Excluded Minutes - Council Meeting Governance and Policy and Planning 7 April 2011***

*Reasons:*

*To carry out negotiations; and*

*To carry out commercial activities; and*

*To protect the commercial position of the person who supplied or is the subject of the information.*

***ii) Public Excluded Minutes – Council Meeting 24 March 2011***

*Reasons:*

*To carry out negotiations; and*

*To carry out commercial activities.*



**iii) Public Excluded Status Report - Infrastructure**

*Reasons:*

*To carry out negotiations; and*

*To carry out commercial activities.*

**iv) Chief Executive Report - Infrastructure**

*Reasons:*

*To protect the privacy of natural persons; and*

*To protect information that may disclose a trade secrets or the commercial position of a person; and*

*To protect information that is subject to an obligation of confidence.*

**v) Proposed Purchase of Land**

*Reasons:*

*To protect the privacy of natural persons; and*

*To protect information that is subject to an obligation of confidence; and*

*To carry out commercial activities; and*

*To carry out negotiations.*

**vi) Proposed Disposal of Council Land**

*Reasons:*

*To protect the privacy of natural persons; and*

*To carry out negotiations; and*

*To carry out commercial activities.*

**vii) Nelson City Council Tasman District Council Joint Shareholders Committee Minutes – 25 March 2011**

*Reasons:*

*To carry out negotiations; and*

*To carry out commercial activities.*

**19. Re-admittance of the public**

Recommendation

***THAT the public be re-admitted to the meeting.***