
Minutes of a meeting of the Nelson City Council Governance and Policy and Planning

Held in the Council Chamber, Civic House, Trafalgar St, Nelson

On 30 June 2011, commencing at 9.03am

Present: His Worship the Mayor A Miccio (Chairperson), Councillors I Barker, A Boswijk (Deputy Mayor), G Collingwood, R Copeland, E Davy, K Fulton, P Matheson, J Rackley, D Shaw and M Ward

In Attendance: Chief Executive (K Marshall), Executive Manager Support Services (H Kettlewell), Executive Manager Network Services (A Louverdis), Executive Manager Strategy and Planning (M Schruer), Executive Manager Regulatory (R Johnson), Chief Financial Officer (N Harrison), Manager Customer Service Centre (C Irving) and Administration Adviser (S McLean)

Apologies: Were received and accepted from Councillors R Reese and P Rainey, and Councillors M Ward and J Rackley for early departure

The opening prayer was given by Councillor Davy.

1. Conflicts of Interest

Councillor Shaw declared an interest in the Bishop Suter Trust Statement of Intent.

2. Confirmation of Minutes

9 June 2011

Resolved

THAT the minutes of the meeting of the Nelson City Council – Community Services and Infrastructure, held on 9 June 2011, be confirmed as a true and correct record.

Barker/Rackley

Carried

3. Mayor's Report

The Mayor advised the meeting will continue in public session until lunch time, go into public excluded after lunch, and then deal with any remaining public items but still finish at 3.00pm.

4. Strike the Rates - Annual Plan 2011/12

The rates resolution was tabled (1033816).

The Chief Executive advised that there were some minor wording changes needed to the final Annual Plan concerning wording that had been erroneously changed in the draft Annual Plan Funding Impact Statement and recommended that this be added as part of the rates resolution.

Resolved

THAT the Nelson City Council set the following rates under the Local Government (Rating) Act 2002, on rating units in the district for the financial year commencing on 1 July 2011 and ending on 30 June 2012. All figures are GST inclusive.

The revenue approved below will be raised by the following rates:

General Rate	\$26,371,935
Uniform Annual General Charge	\$6,489,123
Separate General Charge	\$4,157,331
Waste Water Charge	\$6,242,434
Water Charge	<u>\$10,834,365</u>
Rates and Charges	\$54,095,188
Goods and Services Tax	<u>\$8,114,278</u>
Total Rates and Charges	<u>\$62,209,466</u>

(1) General Rate

A general rate set under section 13 of the Local Government (Rating) Act 2002, assessed on a differential land value basis as described below:

- a rate of 0.56025 cents in the dollar of land value on every rating unit in the "residential" category***

- ***a rate of 0.61628 cents in the dollar of land value on every rating unit in the "part non-rateable" category***
- ***a rate of 0.61628 cents in the dollar of land value on every rating unit in the "multi residential" category***
- ***a rate of 1.22135 cents in the dollar of land value on every rating unit in the "commercial outside the inner city zone" category***
- ***a rate of 1.05607 cents in the dollar of land value on every rating unit in the "commercial outside the inner city zone subject to 25% residential & 75% commercial" category***
- ***a rate of 0.89080 cents in the dollar of land value on every rating unit in the "commercial outside the inner city zone subject to 50% residential & 50% commercial" category***
- ***a rate of 0.72553 cents in the dollar of land value on every rating unit in the "commercial outside the inner city zone subject to 75% residential & 25% commercial" category***
- ***a rate of 1.74238 cents in the dollar of land value on every rating unit in the "commercial inside the inner city zone" category***
- ***a rate of 1.44713 cents in the dollar of land value on every rating unit in the "commercial inside the inner city zone subject to 25% residential & 75% commercial" category***
- ***a rate of 1.15132 cents in the dollar of land value on every rating unit in the "commercial inside the inner city zone subject to 50% residential & 50% commercial" category***
- ***a rate of 0.85606 cents in the dollar of land value on every rating unit in the "commercial inside the inner city zone subject to 75% residential & 25% commercial" category***
- ***a rate of 0.36416 cents in the dollar of land value on every rating unit in the "rural" category***
- ***a rate of 0.50423 cents in the dollar of land value on every rating unit in the "small holding" category***

(2) Uniform Annual General Charge

A uniform annual general charge under section 15 of the Local Government (Rating) Act 2002 of \$340.80 per separately used or habitable portion of a rating unit, (excluding properties subject to statutory declarations for unoccupied or second residential units not being used as separate units).

(3) Separate General Charge - Stormwater

A targeted rate under section 16 of the Local Government (Rating Act) 2002 of \$240.30 per rating unit, (excluding rural category, small holding category east of Gentle Annie, residential properties east of Gentle Annie saddle, Saxton's Island and properties subject to statutory declarations for unoccupied or second residential units not being used as separate units).

(4) Waste Water Charge

A targeted rate for waste water disposal under section 16 of the Local Government (Rating) Act 2002 of:

- \$353.10 per separately used or habitable portion of a residential rating unit, (excluding properties subject to statutory declarations for unoccupied or second residential units not being used as separate units), that is connected either directly or through a private drain to a public waste water drain**
- For non-residential rating units, a waste water charge of \$353.10 per separately used or habitable portion of a rating unit that is connected either directly or through a private drain to a public waste water drain and a "trade" waste charge will be levied**

(5) Water Supply Charges

A targeted rate for water supply under Section 19 of the Local Government (Rating) Act 2002, of:

- A minimum annual charge \$187.17**
- Price of water:**

0 – 10,000 cu.m/year	\$1.862 per m³
10,001 – 100,000 cu.m/year	\$1.507 per m³

- > 100,000 cu.m/year** **\$1.189 per m³**
- **Summer irrigation** **\$1.684 per m³**

(6) Clean Heat Warm Homes

A targeted rate per separately used or habitable portion of a rating unit that has been provided with home insulation and/or a heater to replace a non-complying solid fuel burner under Section 16 of the Local Government (Rating) Act 2002, of :

- **For properties levied the Clean Heat Warm Homes charge after 1 July 2011, the targeted rate for each year for 10 years will be the total cost of the installed works excluding GST, divided by 10, plus GST.**
- **For properties levied the Clean Heat Warm Homes charge prior to 1 July 2011 the targeted rate of:**

Loan assistance range	\$1,400 to \$1,599	\$143.11
Loan assistance range	\$1,600 to \$1,799	\$163.56
Loan assistance range	\$1,800 to \$1,999	\$184.00
Loan assistance range	\$2,000 to \$2,199	\$204.44
Loan assistance range	\$2,200 to \$2,399	\$224.89
Loan assistance range	\$2,400 to \$2,599	\$245.34
Loan assistance range	\$2,600 to \$2,799	\$265.78
Loan assistance range	\$2,800 to \$2,999	\$286.22
Loan assistance range	\$3,000 to \$3,199	\$306.67
Loan assistance range	\$3,200 to \$3,399	\$327.11
Loan assistance range	\$3,400 to \$3,599	\$347.56
Loan assistance range	\$3,600 to \$3,799	\$368.00
Loan assistance range	\$3,800 to \$3,999	\$388.44
Loan assistance range	\$4,000 to \$4,199	\$408.89
Loan assistance range	\$4,200 to \$4,399	\$429.34
Loan assistance range	\$4,400 to \$4,599	\$449.78

Loan assistance range \$4,600 to \$4,799 \$470.22

Loan assistance range \$4,800 to \$4,999 \$490.67

(7) Solar Hot Water Systems

A targeted rate per separately used or habitable portion of a rating unit that has been provided with financial assistance to install a solar hot water system under Section 16 of the Local Government (Rating) Act 2002, of:

- **0.14964 multiplied by the Net Cost of the Work.**

(8) Postponement Application Charge

A targeted rate for rates postponement application charges under Section 16 of the Local Government (Rating) Act 2002, of \$400.00 per rating unit that commenced rates postponement during the 2010/11 rating year.

(9) Postponement Interest Charge

A targeted rate for rates postponement interest charges under Section 16 of the Local Government (Rating) Act 2002 per rating unit based on the 2011/12 rates levied and any outstanding balance from previous rating years, of:

- **Interest charge 6.75%pa**
- **Reserve fund 0.25%pa**
- **Scheme application fee 1.00%pa**

Differential Categories

The Nelson City Council adopts the following as its definition for its differential categories for the 2011/12 financial year:

(1) General Rate

- **Residential – all rating units that are used primarily for residential purposes**
- **Multi Residential – all rating units that contain more than one residential dwelling that are capable of being used primarily for residential purposes**

- **Commercial** – any rating unit which is used primarily for commercial use. Properties that have a portion of residential use shall have a reduced commercial differential
- **Commercial Inner City Zone** – any rating unit which is used primarily for commercial use that is located within the Inner City Zone. Properties that have a portion of residential use shall have a reduced inner city commercial differential
- **Rural** – any rating unit having an area greater than 15 hectares which is used primarily for dairy, fattening and grazing, quarries, forestry or horticultural use and is recorded as rural on the District Valuation Roll
- **Small Holding** – any rating unit which is primarily used as a small holding and having an area greater than 5,000m² but is less than 15 hectares and is recorded as a small holding on the District Valuation Roll

Due Dates for Payment of Rates

The above rates (excluding water charges) are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson and shall be payable in four instalments on the following dates:

<u>Instalment No.</u>	<u>Instalment Date</u>	<u>Penalty Date</u>
Instalment 1	1 August 2011	29 August 2011
Instalment 2	1 November 2011	28 November 2011
Instalment 3	1 February 2012	27 February 2012
Instalment 4	1 May 2012	28 May 2012

Due Dates for Payment of Water Rates

Residential water rates are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson and shall be payable on the following dates:

<u>Billing Month</u>	<u>Penalty Date</u>
July 2011	15 August 2011
August 2011	15 September 2011
September 2011	15 October 2011

October 2011	15 December 2011
November 2011	15 December 2011
December 2011	15 January 2012
January 2012	15 February 2012
February 2012	15 March 2012
March 2012	15 April 2012
April 2012	15 June 2012
May 2012	15 June 2012
June 2012	15 July 2012

Special (final) water rates will be due and payable 14 days from the date of the special (final) water reading.

Commercial water rates are payable at the Nelson City Council office, 110 Trafalgar Street, Nelson on the 20th of the month following the date shown on the water invoice.

Penalty on Rates

Pursuant to Sections 57 & 58 of the Local Government (Rating) Act 2002, the council delegates authority to the Chief Financial Officer to apply the following penalties on unpaid rates (including water accounts) at their discretion:

- a first additional charge of 10% of the amount of each rate instalment remaining unpaid on the penalty date as shown on each rate instalment notice.**
- a second additional charge of 10% will be added to any balance remaining outstanding from a previous rating year (including penalties previously charged) as at 31st December 2011**
- a further additional charge of 10% will be added to any balance remaining outstanding from a previous rating year (including penalties previously charged) as at 30 June 2012**
- The above penalties will not be charged where Council has agreed to a program for payment of outstanding rates.**

Penalty Remission

In accordance with Council's rate remission policy, the council will approve the remission of the penalty levied on instalment one due to late payment provided the total annual rates are paid in full by 28 November 2011. If full payment of the annual rates is not paid by 28 November 2011 the penalties relating to the first instalment outlined above will apply.

Discount on Rates

Pursuant to Section 55 of the Local Government (Rating) Act 2002, the Council will allow a discount of 2.0 percent of the total rates (excluding water charges) where a ratepayer pays the year's rates in full on or before the penalty date for instalment one being 29 August 2011.

Payment of Rates

The rates shall be payable at the Council offices, Civic House, 110 Trafalgar Street, Nelson between the hours of 8.30am to 5.00pm Monday to Friday. Where any payment is made by a ratepayer that is less than the amount now payable, the Council will apply the payment firstly to any rates outstanding from previous rating years and then proportionately across all current year rates due.

AND THAT the word habitable be corrected to inhabited and the sentence describing the definition of the separately used or inhabited parts of a rating unit, "A 'unit of occupancy' is defined as being separately let and permanently occupied", be re-inserted into the 'Funding Impact Statement' of the 2011/12 Annual Plan to be consistent with the 2009 LTCCP.

Barker/Davy

Carried

GOVERNANCE ITEMS

5. Governance Status Report

Document No. 1034743, agenda page 16 refers.

Resolved

THAT the Governance Status Report (1034743) be received.

Barker/Boswijk

Carried

6. Portfolio Holder's Report

Councillor Barker spoke on the new structure of recording financials and urged Councillors to learn the process.

7. Chief Executive Report – Governance

Document No 1105385, agenda pages 17-21 refer.

It was requested that Councillors receive a copy of the Elected Members Tax Guide as it was difficult to read.

Resolved

THAT the Chief Executive Report - Governance (1105385) be received.

Barker/Davy

Carried

7.1 Amendment to Mileage Rate

Resolved

THAT the Expenses Policy (994891) be amended to increase the mileage rate for reimbursement from 70 cents to 74 cents per km.

Barker/Davy

Carried

8. Bishop Suter Trust 2011/12 Statement of Intent

Document No. 1099622, agenda pages 22-55 refer.

Conflict of Interest: Councillor Shaw declared an interest and took no part in the discussion.

Resolved

THAT the Bishop Suter Trust Statement of Intent 2011/12 be approved for signing.

Davy/Collingwood

Carried

Councillors Barker, Matheson and Collingwood congratulated staff on the comprehensive report.

It was noted that for future reference, the Nelson City Council Arts Policy, although implicit in this report, should still be referred to.

The Executive Manager Support Services, Hugh Kettlewell, advised that the statement around Te Papa was unclear in the original Statement of Intent and the risk has now been mitigated.

REPORTS FROM COMMITTEES

9. Audit Risk and Finance Committee Minutes 17 May 2011

Document No. 1095335, agenda pages 56-58 refer.

Resolved

THAT the minutes of the meeting of the Audit Risk and Finance Committee, held on 17 May 2011, be received.

Barker/Collingwood

Carried

10. Nelson City Council Hearings Panel Street Naming 23 February 2011

Document No. 1051986, agenda pages 59-61 refer.

Resolved

THAT the minutes of the meeting of the Hearings Panel, held on 23 February 2011, be received.

Collingwood/Boswijk

Carried

POLICY AND PLANNING ITEMS

11. Policy and Planning Status Report

Document No. 1034725, agenda pages 62-64 refer.

Resolved

THAT the Policy and Planning Status Report (1034725) be received.

Shaw/Boswijk

Carried

In response to a question, the Chief Executive advised he will provide more information on the Nelson Temporary Road Closure Bill with regards to Project Balance.

12. Chief Executive Report – Policy and Planning

Document No. 1105488, agenda pages 65-81 refer.

Resolved

THAT the Chief Executive Report – Policy and Planning (1105488) be received.

His Worship the Mayor/Shaw

Carried

12.1 Request from the Regional Transport Committee

Councillor Barker spoke on the background to the recommendation from the Regional Transport Committee (RTC).

The staff recommendation was moved by Councillor Davy and seconded by Councillor Collingwood.

THAT Council advise the Regional Transport Committee that they have considered their request 'that the Minister of Transport permit locally gathered fuel tax ('R' Funding) by all Unitary and Regional Councils to be used to implement their respective Regional Transport Strategies' but do not support it at this time.

There was considerable discussion around 'R' Funding and the role of the RTC.

The Principal Adviser Transport and Roading, Andrew James, spoke on the clearly defined Government guidelines on how 'R' Funding could be spent. He advised that any projects would need to have been fully funded and constructed by 2015.

Mr James added that the Government had recently announced that the structure of regional transport committees would be changing.

The Chief Executive clarified the ownership and membership of the RTC and spoke further on the significance of the Government announcement.

The staff recommendation was put and lost with a division called (1120735):

Councillor Barker	Aye
Councillor Boswijk	Aye
Councillor Collingwood	Aye
Councillor Copeland	No
Councillor Davy	Aye
Councillor Fulton	No
Councillor Matheson	No
Councillor Rackley	No
Councillor Rainey	Absent

Councillor Reese	Absent
Councillor Shaw	No
Councillor Ward	No
The Mayor	No

An amendment was put forward to support the original recommendation from the RTC.

THAT Council support the recommendation put forward by the Regional Transport Committee 'that the Minister of Transport permit locally gathered fuel tax ('R' Funding) by all Unitary and Regional Councils to be used to implement their respective Regional Transport Strategies'.

Ward/Matheson

Carried

12.2 Residual Waste from Buller District Disposed of at York Valley

Councillor Shaw spoke to the report and gave information on the background on the landfill.

There was discussion on emissions, residual waste and the sustainability of landfills.

Resolved

THAT the agreement to receive residual solid waste from Buller District Council be extended to 30 June 2012;

AND THAT staff enter into discussions with Buller District Council to develop proposals for a longer term arrangement.

Shaw/Barker

Carried

12.3 High Productivity Motor Vehicle Routes

The Principal Adviser Transport and Roothing, Andrew James spoke to the report and was joined by Jason Morgan and Tim Siau from the New Zealand Transport Agency.

Mr Morgan confirmed the new limits for vehicles in terms of length and capacity. He advised that they were considering the strength of roads and structures in terms of safety.

Mr Morgan also spoke on the permitting system which meant that permits had to be agreed on as a region. He confirmed that the Top of the South study was not finalised but that all safety and infrastructure points were identified as compliant, which is why the recommendation was coming to Councillors before the study was completed.

Mr Morgan said that the study was now due to be completed by the end of July 2011 and that the Jenkins Bridge was to be strengthened by June 2012.

Councillor Shaw put forward an amendment that the recommendation be left to lie on the table, which was seconded by Councillor Boswijk.

There was further discussion on the matter and it was confirmed by Mr Morgan that no new information in relation to the study would be generated.

Councillor Shaw's amendment was put and lost.

The original staff recommendation was then put and carried.

Resolved

THAT Council endorse the Nelson Port roads (Hay St, Wildman Ave, Vickerman St, Akersten St, Carkeek St, Rogers St, Low St, Graham St, Cross Quay) to be used by high-productivity overmass motor vehicles carrying divisible loads that comply with the Land Transport Rule: Vehicle Dimension and Mass 2002, provided that individual applications are approved on a case by case basis by the Executive Manager Network Services.

Davy/Barker

Carried

Attendance: The meeting adjourned for morning tea from 10.26 to 10.53am

12.4 Minor Improvements Budget Proposed Allocation 2011/12

The Principal Adviser Transport and Roading, Andrew James, joined by Engineering Adviser Sue McAuley, spoke to the report and confirmed that the funding needed to be spent by the end of the financial year as it did not carry over.

In response to a request, Mr James said he will send drawings of the Nayland College improvements to Councillors. Mr James added that larger projects will be presented to Council through the Asset Management Plan workshops.

Mr James spoke on speed reduction and the need to look at design aspects in order to reduce costs of implementation.

In response to a question, Ms McAuley advised that the list of improvements was arrived at through discussions with schools, accident related issues, complaints and comments from the community.

Resolved

THAT the projects in Table 1 below in this report number 1105488 be designed and/or constructed during 2011/12 unless there is a significant variation to the cost estimates or delays occur as the detailed designs progress;

AND THAT if projects are delayed or deferred then the next highest priority project will be progressed to ensure budget is spent.

Shaw/Boswijk

Carried

12.5 Plan Change 13 – Marsden Valley Rezoning and Structure Plan Project

Resolved

THAT the Council decision on Plan Change 13 – Marsden Valley Rezoning and Structure Plan Project to the Nelson Resource Management Plan be made operative on 18 July 2011 as per Schedule 1, Clause 20 (1) of the Resource Management Act 1991;

AND THAT the operative date for Plan Change 13 – Marsden Valley Rezoning and Structure Plan Project be publicly notified at least five working days prior to the operative date as per Schedule 1, Clause 20 (2) of the Resource Management Act 1991.

Shaw/Boswijk

Carried

In response to a question, the Executive Manager Strategy and Planning, Michael Schruer, advised that Iwi were still short in funding the ANZAC Park Iwi Memorial by approximately \$12,000. The Executive Manager Network Services, Alec Louverdis, confirmed that the total proposed cost was \$30,000.

13. Draft Regional Land Transport Programme 2012/13 to 2014/15

Document No. 1103967, agenda pages 170-203 refer.

The Principal Adviser Transport and Roading, Andrew James spoke to the report and provided a visual Excel spreadsheet (1115518) on projects and their priorities.

Mr James spoke on some current congestion areas and advised that proposed investigations were in the Asset Management Plan.

Councillor Collingwood asked that the first three words of the staff recommendation be removed, the mover and seconder confirmed their support for this.

Councillor Collingwood noted that Hira was not the best site for stock effluent disposal. She also said that the State Highway 6/The Glen intersection should be higher on the list of priorities.

Councillor Barker moved an amendment that the items after point d) (*i.e. Rocks Rd shared path*) be removed. This was seconded by Councillor Collingwood and was put and carried.

Resolved

THAT the Regional Transport Committee (RTC) considers the following comments when preparing the draft Regional Land Transport Programme (RLTP) 2012/13 to 2014/15 (1103349):

1) That the RTC prioritises the projects identified in this report (1103967) as follows:

a) the State highway projects identified below:

- SH6 HPMV routes study outcomes,***
- SH6/Hillwood Dr intersection,***
- SH6/Cable Bay Rd intersection***
- SH6 stock effluent site,***
- SH6/ Atawhai Dr intersections,***

b) the local roading projects identified in 5.9 of this report,

c) the first phase of the NCC/TDC/NZTA 3 roundabouts study outcome,

d) any potential outcome of the Arterial Traffic Study,

e) with any additional funding allocated in the following order:-

- SH6/Parkers Rd traffic lights,***
- SH6 Teal river bridge,***
- SH6/Quarantine Rd intersection,***
- SH6 Gentle Annie passing lanes,***
- SH6 Whangamoia South three corners realignment***
- SH6 Rai saddle second curve realignment,***
- SH6 Whakatu drive four laning northbound,***
- SH6/The Glen intersection***

Barker/Collingwood

Carried

14. Draft Regional Public Transport Plan

Document No. 1095172, agenda pages 204-268 refer.

Resolved

THAT the Statement of Proposal (which is the draft Regional Public Transport Plan (1074116) and a summary of information (1105463) be released for consultation in accordance with section 83 of the Local Government Act 2002;

AND THAT Council hear and make decisions on submissions on the draft Regional Public Transport Plan at either the 1 September 2011 Council meeting or 25 or 26 August 2011 depending on the number of submitters wanting to be heard, and make decisions at the 3 November 2011 Council meeting.

Davy/Collingwood

Carried

14.1 Tasman District Council Contribution

The Principal Adviser Transport and Roading, Andrew James, said that with regards to item 4.13 (page 207 of the agenda), the funding request to Tasman District Council (TDC) had not been approved.

There was extended discussion around the lack of contribution by TDC.

Resolved

THAT Council expresses its disappointment to the Tasman District Council about not contributing to the Regional Public Transport Plan and ask it to reconsider its decision.

Shaw/Copeland

Carried

15. Regional Transport Committee Minutes 31 March 2011

Document No. 1070953, agenda pages 269-272 refer.

Resolved

THAT the minutes of the meeting of the Regional Transport Committee, held on 31 March 2011, be received.

Barker/His Worship the Mayor

Carried

16. Review of the Speed Limits Bylaw 2004 – Bylaw 210

Document No. 1058544, agenda pages 82-131 refer.

In response to questions, The Principal Adviser Transport and Roothing, Andrew James, confirmed he will look into the ownership of Hillwood Drive and advised that the minimum special consultative procedure timeframe was one month.

Resolved

THAT the Statement of Proposal (1068095) including the draft Speed Limits Bylaw 2011 (Bylaw 210) (1060940) be released for consultation in accordance with Section 83 of the Local Government Act 2002;

AND THAT Council hear and make decisions on submissions on the draft Bylaw at either the 22 September 2011 Council meeting (or 29 September);

AND THAT Council request the New Zealand Transport Agency to legislate a variable speed limit on Tahunanui Drive outside the Tahunanui School.

Matheson/Davy

Carried

Attendance: Councillor Ward left the meeting at 11.45am

17. Review of the Parking and Vehicle Control Bylaw - Bylaw 207

Document No. 1080881, agenda pages 132-140 refer.

Planning Advisor, Peter Rawson, joined the meeting.

In response to a question, The Principal Adviser Transport and Roothing, Andrew James, confirmed that both the Speed Limits and Parking and Vehicle Control Bylaws needed to be confirmed by the end of the year due to legislation. There was discussion on the close timeframes between the two Bylaws and Mr James advised they would be adequately separated but that he can push out consultation so there is no confusion.

The Chief Executive advised that law changes had taken place recently and that some minor changes may need to occur to the recommendation but that it would be fine to progress at this stage.

Mr James spoke on the history of people on skates and boards intimidating pedestrians. He said that enforcement has been improved with a reduced penalty.

Resolved

THAT the Statement of Proposal (1092716) including the revised Parking and Vehicle Control Bylaw 2004 (Bylaw 207) (1064158) with any minor amendments arising from legal advice be released for consultation in accordance with Section 83 of the Local Government Act 2002;

AND THAT Council hear and make decisions on submissions on the revised Bylaw at the 3 November 2011 Council meeting (or 10 November 2011).

Matheson/Davy

Carried

18. Long Term Plan/2012-2022

Document No. 1110403, agenda pages 141-147 refer.

Councillor Shaw introduced the report and Nicky McDonald, Manager Policy and Planning, joined the meeting and spoke to the report. Ms McDonald tabled a handout (1117868) on the provisional meeting and workshop dates for the Long Term Plan.

Ms McDonald said that staff recommend the Community Outcomes remain as they are but that Council priorities be refined. She suggested that Council consult early with Iwi at the next Kotahitanga Hui meeting.

Ms McDonald noted that the Development Contributions Policy required minor amendments and that there might also be a change necessary to more closely align with Plan Change 14.

The Chief Executive spoke on the amalgamation proposal and its boundaries for a Transition Committee. He said that staff were working with Tasman District Council in order to line up elements of the Long Term Plan.

In response to a question about activities, Ms McDonald confirmed that social facilities and wellbeing aspects were accounted for.

Resolved

THAT the following activity groups be included in the Long Term Plan 2012-2022:

- ***Water supply;***
- ***Waste water;***
- ***Stormwater;***
- ***Flood protection;***
- ***Transport;***
- ***Social;***
- ***Parks and active recreation;***
- ***Environmental management;***

- *Economic;*
- *Corporate;*

AND THAT, in principle, the existing Community Outcomes be retained in the draft Long Term Plan 2012-2022;

AND THAT, in principle, the existing Development Contributions Policy be retained in the draft Long Term Plan 2012-2022 with the financials updated to align with the Asset Management Plans;

AND THAT the Iwi Priorities in the Nelson Community Plan 2009-2019 be reviewed with Iwi, as part of the development of the draft Long Term Plan 2012-2022.

Matheson/Shaw

Carried

19. Issues and Options Report – Protection of Significant Natural Areas (Section 6c of RMA)

Document No. 1101311, agenda pages 148-169 refer.

Councillor Shaw introduced the report and spoke on the working party involved. The Chief Executive advised that moving this forward would impact on other plan change work due to the fixed staff resource available for this work.

Resolved

THAT the process of reviewing the Plan provisions relating to Section 6c of the Resource Management Act by the existing working group is supported;

AND THAT Councillors Shaw and Reese be reconfirmed as Councillor representatives on the working group;

AND THAT the Plan Change direction outlined in Section 9 and the existing assistance initiatives outlined in clause 8.3 of this report (document 1101311) are supported;

AND THAT the final draft Plan Change be reported back to Council for approval prior to consultation with affected landowners;

AND THAT Working Group members should be invited to assist with future landowners consultation on any draft Plan Change.

Fulton/Collingwood

Carried

Attendance: The meeting adjourned for lunch from 12.32 to 1.06pm, during which time Councillor Rackley left the meeting.

PUBLIC EXCLUDED BUSINESS

20. Exclusion of the Public

Resolved

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) Confirmation of Minutes – Nelson City Council
9 June 2011***

Reasons:

To protect the privacy of natural persons; and

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

To enable the Council to carry out negotiations without prejudice or disadvantage; and

To carry out commercial activities.

ii) Public Excluded Governance Status Report

Reasons:

To carry out negotiations; and

To carry out commercial activities.

iii) Appointment of Director - Bishop Suter Trust

Reasons:

To carry out negotiations; and

To protect the privacy of natural persons.

iv) Audit Risk and Finance Committee Minutes 17 May 2011

Reasons:

To enable the Council to carry out negotiations or commercial activities without prejudice or disadvantage; and

To maintain legal and professional privilege; and

To protect the privacy of natural persons.

v) Public Excluded Policy and Planning Status Report

Reasons:

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

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

To carry out commercial activities; and

To carry out negotiations.

vi) Chief Executive Report – Policy and Planning

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 individuals from improper pressure and harassment; and

To carry out negotiations; and

To prevent improper gain or advantage.

His Worship the Mayor/Davy

Carried

The meeting went into public excluded session at 1.07pm and resumed in public session at 2.02pm.

21. Re-admittance of the public

Resolved

THAT the public be re-admitted to the meeting.

His Worship the Mayor/Boswijk

Carried

There being no further business the meeting ended at 2.02pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date