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**Minutes of a meeting of the Nelson City Council – Community Services and Infrastructure**

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

**On Thursday 9 June 2011, commencing at 9.00am**

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

In Attendance: Chief Executive (K Marshall), Executive Manager Support Services (H Kettlewell), Executive Manager Strategy and Planning (M Schruer), Executive Manager Community Services (S Coleman), Executive Manager Regulatory (R Johnson), Executive Manager Community Relations/Kaihautuu (G Mullen), Executive Manager Network Services (A Louverdis), Chief Financial Officer (N Harrison), Administration Advisers (L Laird and S McLean) and Liam Malone and Tomas Burns (Nelson Youth Councillors)

Apologies: Councillors K Fulton (for lateness) and J Rackley

Councillor Davy gave the opening prayer.

**1. Confirmation of Minutes**

19 May 2011

Resolved

***THAT the minutes of a meeting of the Nelson City Council – Policy and Planning and Governance, held on Thursday 19 May 2011, be confirmed as a true and correct record.***

Reese/Rainey

Carried

**2. Mayors Report**

Document number 1103020 and 1101413

Resolved

***THAT the item regarding the Mayor's Reports (1101413 and 1103020) be considered at this meeting, pursuant to Section 46A(7) of the Local Government Official Information and Meetings Act 1987, because of the need for urgency.***

Boswijk/Ward

Carried

The Council discussed the current training budget and identified many courses that would be of benefit to members and it was agreed that the amount proposed in the original recommendation was too low.

It was noted that business as usual (for example attending meetings) should remain separate from the training budget.

Resolved

***THAT Council considers increasing its training and travel budget for 2011/12 in the upcoming annual plan decisions to \$45,000 and approves the registration, travel and associated costs of \$36,650 (as per report 1103020) for the 2011/12 year.***

Davy/Ward

Carried

Resolved

***THAT Council approves travel and symposium registration costs for Councillor Reese or alternate Councillor to represent Nelson City Council at the Local Government NZ Tourism Symposium on 22 June 2011.***

Reese/Davy

Carried

## **COMMUNITY SERVICES ITEMS**

### **3. Community Services Status Report**

Document No. 1034860, agenda pages 20-21 refer.

Regarding item 1 of the status report on page 20 of the agenda, the Executive Manager Community Services, Susan Coleman said that the application had been successful in the High Court and that the work would be considered as part of the 2012/13 work programme.

Resolved

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

His Worship the Mayor/Ward

Carried

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

The Council was advised that the original painting of the Birthplace of Rugby will be displayed in Auckland however prints may be available for display in Nelson.

#### **5. Chief Executive Report – Community Services**

Document No. 1083973, agenda pages 22-27 refer.

The Manager Resource Consents, Mandy Bishop, joined the meeting and in response to a question said determining guidelines for special licences over Rugby World Cup 2011 will be challenging. The Council was also advised that resource consent was required to extend liquor licences and there is limited time for businesses to complete this before Rugby World Cup 2011.

The Council then discussed enforcement during Rugby World Cup 2011 under the Major Events Management Act. Ms Bishop said staff were preparing an enforcement plan including programmed activities for Rugby World Cup 2011 and will be enforcing bylaw provisions and the provisions of the Nelson Resource Management Plan. The Council was advised that a report covering enforcement issues was due to be presented to Council.

In response to a question, the Executive Manager Community Services, Susan Coleman said library membership had increased however she was unsure of the the exact number. She also confirmed that Kotui provides better options for shared services across Top of the South.

Conflict of Interest: Councillors Collingwood, Shaw, Barker and Reese did not participate in resource consent discussions.

Resolved

***THAT the Chief Executive Report – Community Services (1083973) be received.***

Rainey/Boswijk

Carried

### **REPORTS FROM COMMITTEES**

#### **6. Youth Council Update**

Nelson Youth Councillors, Liam Malone and Tomas Burns provided an update on Youth Council activities.

## 7. Nelson Youth Council – 13 April 2011

Document No. 1077363, agenda pages 28-32 refer.

Resolved

***THAT the minutes of the meeting of the Nelson Youth Council, held on Wednesday 13 April 2011, be received.***

Boswijk/Rainey

Carried

## 8. Public Forum

Resolved

***THAT the public forum from Results Athletics be heard at this Council meeting, 9 June 2011.***

Barker/Reese

Carried

- 8.1 Brad Josse and Mary Wilson from Results Athletics Centre gave an overview of what is on offer at the gym (1110672). Mr Josse spoke about the potential of the space outside the gym. He said their vision was to run a community sports recreation centre with a commercial gym and general recreation space. He added that the space and equipment made the gym unique. Ms Wilson explained the community programme on offer at the gym and said they ran a sponsorship programme for young people that cannot afford the programme.

## INFRASTRUCTURE ITEMS

### 9. Infrastructure Status Report

Attendance: Councillor Fulton joined the meeting at 10.15am

Document No. 1034781, agenda page 33 refer.

Resolved

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

Reese/Collingwood

Carried

### 10. CBD Parking

The Principal Adviser Rooding and Transport, Andrew James gave a presentation on parking spaces in the City (813234). He detailed the type of parking spaces available in the City and re-iterated that the issue was not that there was not enough parking but about optimal utilisation of the parking available.

It was identified that enforcement to deter long term use of the short term parks was an issue.

In addressing transport issues in Nelson, Mr James said he was taking direction from the Regional Land Transport Strategy.

Attendance: the meeting adjourned for morning tea from 10.40 to 11.05am and was joined by the Nelson Youth Council.

## **11. Chief Executive Report – Infrastructure**

Document No. 1090802, agenda pages 34-49 refer.

Resolved

***THAT the Chief Executive Report – Infrastructure (1090802) be received.***

Collingwood/Rainey

Carried

### 11.1 QEII Gateway

The Executive Manager Network Services, Alec Louverdis, advised the Council that details of the artwork will be brought back to Council for information purposes only. The Council congratulated staff on the bus shelter opposite Trafalgar Park and said it was a huge success.

### 11.2 Greenwaste

In response to a question, the Executive Manager Network Service, Alec Louverdis, confirmed that sustainability was a criteria in the tender process.

Mr Louverdis confirmed that none of the contractors indicated that they intended to burn the greenwaste. He also said the successful tenderer would be subject to any resource consent conditions to be secured as part of the tender.

In response to a question, Mr Louverdis said capturing and piping methane was not included as an option by any of the tenderers.

### 11.3 Parking and Vehicle Control Bylaw 2004, No. 207 Amendments to Schedules

Resolved

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

- ***Schedule 9: No Stopping (Murphy Street)***

Davy/Collingwood

Carried

#### 11.4 Saxton Field Sports Code Agreements

The Manager Parks and Facilities, Paul McArthur, joined the meeting and said resourcing had been a factor in trying to keep up with this work.

The Council referred to a previous report (925478) from June 2010 and commented that much of the work that was detailed in it had not yet been dealt with. The Council expressed concern over the lack of resourcing in this area and noted this for discussion during the upcoming Annual Plan consideration meeting.

#### 11.5 Founders Railway water main re-location

The Chief Executive clarified that the decisions in this report were to be made with regard to the draft Annual Plan 2011/12 and are to be carried over to assist in its decisions.

Resolved

***THAT \$87,450 be carried over to 2011/12;***

***AND THAT if Council wishes this project to proceed in 2011/12, that provision be made for the full \$164,000 to ensure that this can happen.***

Collingwood/Davy

Carried

#### 11.6 NWWTP Upgrade

Resolved

***THAT \$146,000 be carried over to 2011/12 to cater for further discussions between Council and United Group.***

Collingwood/Rainey

Carried

#### 11.7 Stoke high level reservoir water supply

Resolved

***THAT \$416,000 savings be realised on the above project.***

Davy/Collingwood

Carried

11.8 Point Road water supply renewal

Resolved

***THAT the \$25,000 savings be carried forward into 2011/12 to continue with the Enner Glynn water renewals.***

Rainey/Shaw

Carried

11.9 Atawhai Drive combined transport, stormwater and sewer

Resolved

***THAT additional \$15,000 be funded partly from the \$299,148 savings realised from the Weka Street stormwater upgrade.***

Collingwood/Rainey

Carried

11.10 Iwa Road combined transport, stormwater and sewer

Resolved

***THAT additional \$30,000 be funded partly from the \$299,148 savings realised from the Weka Street stormwater upgrade.***

Collingwood/Copeland

Carried

11.11 Weka Street combined stormwater and sewer

It was noted that figures of the tendering process for works across Nelson would be reported back to Councillors for their information through the Quarterly Chief Executive's report.

Resolved

***THAT from the \$193,864 saving realised on stormwater, \$30,000 be transferred to Iwa Road and \$15,000 to Atawhai Drive sewer to be carried over to deal with inflow and infiltration.***

***AND THAT \$105,284 savings be realised on the above project for the sewer component.***

Collingwood/Davy

Carried

11.12 Rutherford Park Development and the Performing Arts and Conference Centre (PACC)

The Executive Manager Network Services, Alec Louverdis, outlined where the money had been spent so far from the total pool budgeted for the integrated plan for Rutherford Park.

The Council asked Mr Louverdis to prepare what had been completed to date with regard to this plan to present during the Annual Plan considerations meeting commencing 10 June 2011. Mr Louverdis said owing to the tight timeframes, he would do what he could.

The Chief Executive said the intention was to feed this information to the Council when the decision to proceed or not was made. The Chief Executive clarified that a development of Rutherford Park, with or without a performing arts and conference centre, was subject to Annual Plan discussions and re-iterated that the decision to continue with a development plan could happen separately to any decision to progress with a performing arts and conference centre.

Resolved

***THAT \$102,500 be carried forward to 2011/12 to be considered as part of the upcoming 2011/12 Annual Plan process.***

Reese/Boswijk

Carried

11.13 Hira Volunteer Rural Fire Force Fire Station

Resolved

***THAT \$155,000 is carried forward into 2011/12 to allow the construction of the new Fire Station;***

***AND THAT \$30,000 be added to the Annual Plan budget to cover the potential loss of external funding.***

Davy/Collingwood

Carried

11.14 Neale Park/Corder Park Sewer Pump Stations and Trunk Main

Resolved

***THAT \$111,299 allocated for Neale Park and Atawhai sewer be carried forward to 2011/12 to continue the design of the upgrade works.***

***AND THAT the remaining \$643,901 be realised as savings and re allocated in the next LTP.***

Collingwood/Rainey

Carried



11.15 Marsden Valley, Ngawhatu Valley, Parkers Road and Awatea Place Sewer

Resolved

***THAT \$200,000 be carried forward to 2011/12 for continued design in the Stoke, Marsden Valley and Ngawhatu Valley areas in order to stay ahead of future development and that \$549,344 be realised as savings.***

Matheson/Davy

Carried

11.16 York Stream and Marie Stream Upgrades

Resolved

***THAT \$114,415 be realised as savings and the work re-programmed in the next LTP to better align with future development.***

Rainey/Collingwood

Carried

11.17 Stanley/Beachville stormwater renewal

Resolved

***THAT \$43,219 be carried forward to 2011/12 for the continuation of the design of the Stanley/Beachville stormwater upgrade.***

Davy/Shaw

Carried

11.18 Stormwater Catchment Management Plans

Resolved

***THAT \$50,525 be carried forward to 2011/12 for the continuation of the stormwater catchment management plans.***

Collingwood/Fulton

Carried

11.19 Miscellaneous Drain Works

Resolved

***THAT \$81,186 be carried forward to 2011/12 under Public/Private drains for the continuation of works at 23 Mt Vernon Place;***

**AND THAT the remaining \$315,381 be realised as savings under Private drains/Sub-divisions and Piping Ditches.**

Rainey/Collingwood

Carried

11.20 Miscellaneous Sewer Renewal Works

Resolved

**THAT \$375,403 be realised as savings under Sewer Renewals and Flow Meters;**

**AND THAT \$12,000 be carried forward to 2011/12 for the purchase of a generator under pump station storage.**

Collingwood/Fulton

Carried

11.21 Princes Drive Water Main Link

Resolved

**THAT \$42,950 be carried forward to 2011/12 to supplement the construction of the Princes Drive Watermain link.**

Davy/Rainey

Carried

11.22 Montgomery Square Upgrade

In response to a question, the Chief Executive said the legal costs from the recent court case had not yet been finalised.

The Council debated the merits of continuing with the project or not.

The Chief Executive further clarified that the recommendation only made provision for the project to be debated through the upcoming Annual Plan consideration meeting.

The recommendation was put and a division was called. His Worship the Mayor declared the motion won nine to three (1110669). Voting as follows:

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

Councillor Shaw                      Aye  
Councillor Ward                      Aye  
The Mayor                              Aye

Resolved

***THAT \$337,718 be carried forward to 2011/12 for the continuation of the Montgomery Square upgrade project subject to consideration in the upcoming 2011/2012 Annual Plan;***

***AND THAT if Council wishes this project to proceed in 2011/12, that provision be made for the full \$1,660,000 to ensure that this can happen.***

Rainey/Shaw

Carried

Attendance: the meeting adjourned for lunch from 12.50 to 1.35pm during which time Councillors Boswijk and Rainey left the meeting.

#### 11.23 Saxton: hockey/softball pavilion

Resolved

***THAT of the \$184,000 savings realised on the Hockey/Softball pavilion \$60,000 be carried over to the 2011/12 budget for the Cricket/Athletics/Football pavilion.***

Davy/Collingwood

Carried

#### 11.24 Saxton Cricket/Athletics/Football pavilion

Resolved

***THAT \$60,000 be carried over to 2011/12 from the Saxton Field Hockey/Softball Pavilion towards the fit out of the Cricket/Athletics/Football Pavilion.***

Davy/Collingwood

Carried

#### 11.25 Operating Expenses

Concern was expressed regarding the contract for the stadium and how long this would be in place. It was stressed that the stadium should be fully completed and Councillor Matheson congratulated staff on the stadium.

In response to a question, Mr McArthur advised that the Saxton complex was part of a bigger network of facilities and this needed to be taken into account when looking at its future management.

Resolved

***THAT an \$80,000 direct operating budget and \$10,000 revenue budget be added to the estimates for 2011/12 for the management and operation of the Cricket/Athletics/Football Pavilion for consideration as part of the upcoming 2011/12 Annual Plan process.***

Reese/Matheson

Carried

## **12. Proposed Road Stopping – 109 Princes Drive**

Document No. 1079702, agenda pages 50-54 refer.

Resolved

***THAT the Chief Executive be delegated the authority to proceed with the road stopping of about 65m<sup>2</sup> of unformed legal road adjoining 109 Princes Drive (Lot 6 DP 5604), and to sell that land to the adjoining owners as an amalgamated title, subject to the owners paying for:***

- ***The value of the land as assessed by a registered valuer***
- ***The valuation, legal and survey costs incurred by Council***
- ***An administration fee of \$600 plus GST.***

Davy/Shaw

Carried

## **REPORTS FROM COMMITTEES**

### **13. Nelson Regional Sewerage Business Unit Minutes – 15 February 2011**

Document No. 1047982, agenda pages 55-62 refer.

Resolved

***THAT the minutes of the meeting of the Nelson Regional Sewerage Business Unit, held on Tuesday 15 February 2011, be received.***

Shaw/Matheson

Carried

### **14. Discussion of public forum items**

The public forum presentation from Results Athletics Centre was discussed. There was concern expressed on the lack of petanque facilities and the Manager Parks and Facilities, Paul McArthur, advised that staff

were working on an allocation process for this. He also reported that the Results Fitness lease covered the majority of the ground floor of the building but no outside area.

Resolved

***THAT the information from the Results Athletics Centre public forum (1110672) be received.***

Barker/His Worship the Mayor

Carried

## **15. Stoke Skate Park**

There was discussion on the proposed Stoke skate park and Councillors obtained feedback from the Nelson Youth Councillors in attendance. The Youth Councillors summarised data from their recent survey and this was tabled (1099235 and 1109082).

In response to a question on The Hub, Youth Councillor Liam Malone said he felt that there were low numbers attending The Hub which would impact on youth events held there.

## **16. Exclusion of the Public**

Resolved

***THAT the public be excluded from the following parts of the proceedings of this meeting in accordance with section 7 and 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 19 May 2011***

*Reasons:*

*To protect the privacy of natural persons; and*

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

**ii) Orana Wildlife Trust – Natureland Funding Agreement**

*Reasons:*

*To protect the privacy of natural persons; and*

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

*To carry out negotiations.*

**iii) Events Strategy Funding Application Oi You! Exhibition**

*Reasons:*

*To protect the privacy of natural persons; and*

*To enable commercial negotiations.*

**iv) Public Excluded Infrastructure Status Report**

*Reasons:*

*To carry out negotiations; and*

*To carry out commercial activities.*

**v) Chief Executive Report – Infrastructure**

*Reasons:*

*To protect the privacy of natural persons; and*

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

**vi) Issues Definition Report for Heritage and Iwi Inventory Projects**

*Reasons:*

*To protect the privacy of natural persons; and*

*To enable the Council to carry out negotiations without prejudice or disadvantage.*

Reese/His Worship the Mayor

Carried

The meeting went into public excluded session at 2.05pm and resumed in public session at 3.15pm.

**17. Re-admittance of the Public**

Resolved

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

Davy/Barker

Carried

There being no further business the meeting ended at 3.16pm

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date