
Minutes of a meeting of the Nelson City Council to Approve the Annual Plan 2013/14

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

On Tuesday 18 June 2013, commencing at 9.05am

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

In Attendance: Chief Executive (C Hadley), Senior Legal Adviser (V Altmonts), Acting Executive Manager Community Services (R Ball), Chief Financial Officer (N Harrison), Executive Manager Regulatory (R Johnson), Executive Manager Support Services (H Kettlewell), Executive Manager Network Services (A Louverdis), Manager/Kaihautū Community Relations (G Mullen), Executive Manager Strategy and Planning (M Schruer), Senior Accountant (T Hughes), Manager Policy and Planning (N McDonald), and Administration Adviser (L Canton)

Apology: Councillor J Rackley (for lateness)

Opening Prayer

Councillor Davy gave the opening prayer.

1. Apologies

Resolved

THAT apologies be received and accepted from Councillor Rackley for lateness.

His Worship the Mayor/Boswijk

Carried

2. Interests

There were no updates to the Interests Register and no conflicts of interest with items on the agenda were declared.

3. Confirmation of Order of Business

3.1 Late Items

Document number 1536020 refers.

His Worship the Mayor advised that there was a public late item and a public excluded late item, both requiring procedural resolutions to be considered at this meeting

Resolved

THAT the public excluded item regarding Potential Debtor Issue be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable the Council to receive urgent advice.

Reese/Copeland

Carried

Resolved

THAT the item regarding Civic Assurance Annual General Meeting 2013 be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable appropriate voting at the Civic Assurance Annual General Meeting on 21 June 2013.

His Worship the Mayor/Shaw

Carried

4. Public Forum

4.1 Waimea Road and Motueka Street Intersection

Graeme O'Brien spoke on behalf of the Waimea Action Committee and affected residents, against the inclusion in the Annual Plan 2013/14 of a project to upgrade the intersection of Waimea Road and Motueka Street. He said that the community's safety concerns had not been addressed in the project's planning process and would not be improved by the upgrade.

In response to a question Mr O'Brien said the main safety issues were a lack of visibility at the intersection, a high number of T-bone accidents, and a history of accidents relating to driveway use.

5. Confirmation of Minutes – 29 and 30 May 2013

Document number 1525033, agenda pages 4-31 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council – to Deliberate on Submissions to the draft Annual Plan 2013/14, held on 29 and 30 May 2013, be confirmed as a true and correct record.

His Worship the Mayor/Collingwood

Carried

6. Reasons for Annual Plan 2013/14 Decisions

Document number 1528281, agenda pages 32-48 refer.

Councillors discussed the reasons for the Annual Plan 2013/14 decisions.

It was agreed that the response on the Waimea Road 3 Laning item would be altered to reflect the earlier Council resolution on the topic and to advise the submitter that they could make a further submission to the next Long Term Plan.

Councillors discussed the allocation of funds for the new entity intended to manage the Theatre Royal and Nelson School of Music. Some concerns were expressed that the funding was not identified in the draft Annual Plan 2013/14, and that Council was allocating funds before it understood how the new entity would be structured.

It was noted that the establishment of a new entity had been approved in the Long Term Plan 2012-2022 and that the Theatre Royal had requested additional operational funding. The Chief Executive advised that Council had previously considered whether additional funding for a new joint entity might disadvantage either organisation, and it was felt that the proposed funding would be beneficial to them both. She reminded the meeting that Council had previously been advised that a charitable trust would be the most appropriate form of the new entity. These factors justified the allocation of funds, she said.

In response to questions, the Manager Policy and Planning, Nicky McDonald, advised that the funds for the new entity would not be made available until the transfer of assets had taken place. She added that all documents relating to this would come back to Council before they were signed.

Attendance: Councillor Rackley joined the meeting at 9.48am.

With regard to the riverside murals project, it was agreed that the response to the submitter would include advice that funding was contingent on a report to Council on the proposed project.

During discussion about the responses to submissions on both rates and debt, and on capital expenditure, it was agreed that 'its' be substituted for 'a', to read 'and its focus on achieving a deliverable work programme for 2013/14'.

Resolved

THAT the information on decisions and the reasons for them in Attachment (1532150) be approved as the basis for responses to submitters.

Shaw/Fulton

Carried

7. Approval of Amended Annual Plan 2013/14

Document number 1530533 on agenda pages 49-129 refer.

Updates to the Annual Plan 2013/14 were tabled (1536627). During a discussion about the report, it was noted that not all project deferrals were in response to submissions, and that some had been deferred to ensure the Annual Plan 2013/14 represented a realistic work programme for Council, or to allow Council sufficient time to develop a business case.

With regard to the resourcing of stormwater issues, Councillors noted the allocation of an additional \$500,000 to stormwater matters in 2013/14 to enable officers to address stormwater priorities.

Councillor Matheson asked that while he was speaking, His Worship the Mayor stop texting, stating that it was disrespectful to do so. His Worship the Mayor warned Councillor Matheson that he must not make assumptions about the Mayor's actions. He asked Councillor Matheson to apologise or withdraw from the Council Chamber.

Attendance: Councillor Matheson withdrew from the Council Chamber at 10.05am.

Councillors noted their continuing concern for members of the community who were vulnerable to stormwater issues. However, they also acknowledged that the stormwater programme had a complicated critical path and that it must also take into account issues such as biodiversity concerns and seasonal elements.

The meeting turned to a discussion of the rates increase. Councillors noted that, although the rates increase of 2% was higher than the rate of inflation, debt had been reduced by \$14 million. The view was expressed that the rates increase and the total level of debt represented good value for the services provided.

Councillors also discussed the removal of funds for addressing earthquake prone building issues in 2013/14. It was suggested that

earthquake prone issues would need to be addressed in a considered manner and that this area would require funding provision in the future.

Point of Order: Councillor Collingwood said that the meeting was being recorded without notifying the Chairperson. His Worship the Mayor instructed Councillor Fulton to stop recording and to delete the video file.

Attendance: Councillor Matheson returned to the meeting at the invitation of His Worship the Mayor, and Councillor Collingwood left the meeting at 10.31am.

Resolved

THAT the amended Annual Plan 2013/14 (1482145 and 1532890) be approved prior to final adoption.

His Worship the Mayor/Fulton

Carried

Attendance: The meeting adjourned for morning tea from 10.45am to 11.07am.

CROSS COUNCIL ITEM - GOVERNANCE

8. Civic Assurance

Document number 1534053, late item refers.

Resolved

THAT Council votes against the proposed increase in Directors' Fees at the Civic Assurance Annual General meeting on 21 June 2013.

Davy/Shaw

Carried

9. Exclusion of the Public

Resolved

THAT the public be excluded 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:

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	<p>Public Excluded Minutes – Deliberations on Submissions to the draft Annual Plan 2013/14</p> <p>These minutes contain information regarding the possible negotiations of contracts, in relation to Council bids for Cricket World Cup 2015, and FIFA Under-20 World Cup 2015.</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 carry out negotiations
2	<p>Public Excluded Late Item - Potential Debtor Issue</p> <p>This report contains information regarding a potential debtor issue.</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 • Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person • Section 7(2)(h) To carry out commercial activities

His Worship the Mayor/Davy

Carried

The meeting went into public excluded session at 11.08am and resumed in public session at 11.48am.

10. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

His Worship the Mayor/Rackley

Carried

There being no further business the meeting ended at 11.50am.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date