

Minutes of a meeting of the Nelson City Council

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

On Thursday 27 March 2014, commencing at 1.00pm

Present: Her Worship the Mayor, R Reese, and Councillors L Acland, I Barker, R Copeland, E Davy, K Fulton, M Lawrey, B McGurk, P Matheson (Deputy Mayor), G Noonan, P Rainey, T Skinner, and M Ward

In Attendance: Chief Executive (C Hadley), Chief Financial Officer (N Harrison), Group Manager Infrastructure (A Louverdis), Acting Group Manager Strategy (N McDonald), Manager Building (Martin Brown), Senior Accountant (T Hughes), Manager Administration (P Langley), Senior Asset Engineer – Transport and Roading (R Palmer), Manager Communications (A Ricker), Manager Environmental Programmes (C Ward), Youth Councillors (C Phillips and S Smith), and Administration Adviser (L Canton)

Apology: Councillor E Davy (for lateness)

Opening Prayer

Councillor Skinner gave the opening prayer.

1. Apologies

Resolved

THAT the apology be received and accepted from Councillor Davy for lateness.

Her Worship the Mayor/Barker

Carried

2. Interests

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

3. Confirmation of Order of Business

3.1 Annual Plan 2014/15 Statement of Proposal and Summary

Her Worship the Mayor advised that subsequent items on the agenda may affect the content of the draft Annual Plan 2014/15 to be considered for public consultation. Accordingly, she advised that this item would be considered last by the meeting, following the public excluded session.

3.2 Late item

Document number A1161446, late item refers

Her Worship the Mayor advised that a procedural resolution was required to consider the late item titled 'Mayor's Report – Addition'.

Resolved

THAT the item regarding Mayor's Report - Addition 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, in order to clarify the position for those living at the Brook Valley Holiday Park who would be affected.

Her Worship the Mayor/Matheson

Carried

4. **Adjourned Council Business – 6 March 2014**

Her Worship the Mayor advised that items of business were adjourned at the Council meeting of 6 March 2014 and, in accordance with Standing Order 3.12.9, these items must be considered as the first items of business at this meeting.

4.1 Schedule of Documents Sealed

Document number A1146715, 6 March agenda page 42 refers.

In response to a question, Senior Asset Engineer – Transport and Roading, Rhys Palmer, advised that the variable speed signs in Tahunanui would be gazetted by the New Zealand Transport Agency.

Resolved

THAT the Schedule of Documents Sealed (A1146715) be received.

Barker/Ward

Carried

4.2 Hearings Panel – 4 December 2013

Document number A1114675, 6 March agenda pages 45-49 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council Hearings Panel, held on 4 December 2014, be received.

Barker/Fulton

Carried

4.3 Planning and Regulatory Committee – 28 January 2014

Document number A1135220, 6 March agenda pages 50-55 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council Planning and Regulatory Committee, held on 28 January 2014, be received.

Ward/McGurk

Carried

4.4 District Licensing Committee – 29 January 2014

Document number A1136765, agenda pages 56-57 refer.

Resolved

THAT the minutes of a meeting of the District Licensing Committee, held on 29 January 2014, be received.

Barker/Matheson

Carried

4.5 Works and Infrastructure Committee – 30 January 2014

Document number A1136406, 6 March agenda pages 58-65 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council Works and Infrastructure Committee, held on 30 January 2014, be received.

Noonan/Acland

Carried

4.6 Governance Committee – 30 January 2014

Document number A1139616, 6 March agenda pages 66-70 refer.

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Resolved

THAT the unconfirmed minutes of a meeting of the Nelson City Council Governance Committee, held on 30 January 2014, be received.

Barker/Acland

Carried

4.6.1 Council Controlled Organisations: Local Government Act 2002
Obligations and Exemptions

It was noted that this item related to a procedural requirement under the Local Government Act 2002.

Resolved

THAT the Council, in accordance with Sections 7(3) and 7(6) of the Local Government Act 2002, after considering the matters in Section 7(5) of the Act, continue to grant an exemption to the City of Nelson Civic Trust for the purposes of Section 6(4)(i) of the Act.

Barker/Ward

Carried

4.6.2 Elected Members Engagement at Nelson Market

In response to questions, Manager Communications, Angela Ricker outlined how the engagement sessions would operate and confirmed that if the initiative went ahead, attendance at the market would commence on Saturday 5 April 2014.

Resolved

THAT Council agree to attend the Nelson Market on the first Saturday of each month from 8am–1pm with assistance from an officer at an increased budget commitment of \$2,700 per year.

Acland/Skinner

Carried

4.7 Nelson Regional Sewerage Business Unit – 31 January 2014

Document number A1139620, 6 March agenda pages 71-78 refer.

Resolved

THAT the minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 31 January 2014, be received.

Copeland/Her Worship the Mayor

Carried

4.7.1 Nelson Regional Sewerage Business Unit Treasury Policy 2014

Chief Financial Officer, Nikki Harrison, joined the meeting. In response to questions, she explained that the fundamental change in the proposed Treasury Policy for 2014 was that the two Councils would be borrowing in their own name and lending to the Nelson Regional Sewerage Business Unit (NRSBU) on a hedged basis. She said this would ensure the interest rate swaps would remain with Council.

Resolved

THAT the Draft Nelson Regional Sewerage Business Unit Treasury Policy 2014 be approved.

Her Worship the Mayor/Rainey

Carried

4.7.2 Nelson Regional Sewerage Business Unit Business Plan 2014/15

An update to page 9 of the NRSBU Business Plan 2014/15 was tabled (A1164619). Group Manager Infrastructure, Alec Louverdis, explained that the updated page contained corrected subtotal figures for Total Income.

Resolved

THAT the Nelson Regional Sewerage Business Unit Business Plan 2014/15 be approved.

McGurk/Noonan

Carried

4.8 Nelson City Council District Licensing Committee – 12 February 2014

Document number A1141213, 6 March agenda pages A1141213 refer.

Resolved

THAT the decision of a meeting of the Nelson City Council District Licensing Committee, held on 12 February 2014, be received.

Acland/Barker

Carried

4.9 Planning and Regulatory Committee – 18 February 2014

Document number A1143729, 6 March agenda pages 84-86 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council Planning and Regulatory Committee, held on 18 February 2014, be received.

McGurk/Fulton

Carried

5. Mayor's Report

Document numbers A1157395 and A1161445, agenda pages 7-12 and late item refer.

5.1 Regional Transport Committee

Her Worship the Mayor outlined her recommendations for membership of the Regional Transport Committee, being Councillor Davy as Chair, Councillor Copeland as Deputy Chair, Councillor McGurk, and herself as Mayor.

The Mayor added that community appointments to the Committee had been removed from the Land Transport Management Act 2003, and suggested that the best way to engage with these sectors was through councillors, who accessed a broad community view through their wide networks. It was also noted that the Regional Transport Committee was able to make community appointments if it so chose.

Her Worship the Mayor also outlined the possibility that Nelson City Council (NCC) would form a joint Regional Transport Committee with Tasman District Council. She said that if this eventuated, the joint committee would be likely to have three NCC representatives, in which case she was likely to step down.

Resolved

THAT the Mayor's Report (A1157395) and its attachments (A1159846 and A1157422) be received.

AND THAT Council appoints Councillor Davy as Chair, Councillor Copeland as Deputy Chair, Her Worship the Mayor, and Councillor McGurk to the Nelson City Council Regional Transport Committee, and adopts the delegations for this committee in attachment 1 (A1159846).

Her Worship the Mayor/Matheson

Carried

5.2 Brook Valley Holiday Park

Her Worship the Mayor said she believed more information was required to ensure the Community Services Committee was able to

consider the full range of relevant information when drafting a Statement of Proposal for the Brook Valley Holiday Park (BVHP).

The Mayor noted that Council's agreed position was that it should not be in the position of running a campground. However, she explained the need to ensure officers had sufficient time to gather the relevant information so that the Community Services Committee could fully consider all options for inclusion in a Statement of Proposal for the future of the BVHP. Accordingly, she asked Council to allow the Committee to consider and develop an appropriate Statement of Proposal.

During discussion, it was confirmed that it was likely to take some months to develop the Statement of Proposal.

Councillors also noted that the issue of semi-permanent and permanent residents in a Council reserve was neither new nor exclusive to Nelson, but that this was an opportunity to consider more appropriate approaches to alternative housing.

Resolved

THAT the Community Services Committee consider the Statement of Proposal regarding the Brook Valley Holiday Park.

Her Worship the Mayor/Ward

Carried

REPORTS FROM COMMITTEES

6. Planning and Regulatory Committee – 20 March 2014

Document number A1159073, agenda pages 32-40 refer.

Resolved

THAT the unconfirmed minutes of a meeting of the Nelson City Council Planning and Regulatory Committee, held on 20 March 2014, be received.

McGurk/Ward

Carried

6.1 Building Unit: Fees and Charges 2014/15

During a discussion, some concern was expressed about the cost of building, and the cost of the consenting process. However, it was also noted that the proposed fees and charges recognised the costs imposed on Council by central government, and tried to mitigate the impact on those applying for consent for small works.

Resolved

THAT the fees and charges for the Building Unit activities for 2014/15 be approved;

AND THAT the fees and charges for Building Unit activities for 2014/15 are notified as part of the Draft Annual Plan 2014/15;

AND THAT the revised fees and charges apply from 1 July 2014.

Matheson/McGurk

Carried

6.2 Fees and Charges: Consents and Compliance (non-RMA)

Resolved

THAT the Dog Control Fees and Charges for 2014/2015 be adopted as detailed in Attachment 1 to Report A1145336;

AND THAT the Environmental Health and other activities fees and charges for 2014/2015 be adopted as detailed in Attachment 2 to Report A1145336;

AND THAT the Provision of Property Information Fees and Charges for 2014/2015 be adopted as detailed in Attachment 3 to Report A1145336;

AND THAT the charges for Dog Control, Environmental Health and Provision of Property Information activities apply as from 1 July 2014 until such time as they are varied or amended by Council;

AND THAT the Dog Control charges be publicly advertised in accordance with Section 37(6) of the Dog Control Act 1996.

McGurk/Copeland

Carried

6.3 Ecofest 2014

The Chair of the Planning and Regulatory Committee explained that the Committee felt that Ecofest was a valuable brand, and that the event still fulfilled a purpose, but that another mode of delivery was required to mitigate the cost to Council.

Manager Environmental Programmes, Chris Ward joined the meeting. In response to questions, he advised that approximately \$30,000 was

currently budgeted for officers to deliver Ecofest in the 2014/15 year. He added that, as Tasman District Council would not be contributing funds to the event this year, it would be a one day event.

Resolved

THAT officers request Expressions of Interest from interested parties for the delivery of the Ecofest at Founders Heritage Park in 2014.

Ward/McGurk

Carried

6.4 Response to Marine Biosecurity Incursions

Resolved

THAT Council confirms the general approach to marine biosecurity issues is to manage marine biosecurity through a combination of vector management and node management actions;

AND THAT the Mayor writes to the Primary Industries Minister requesting financial support for these measures;

AND THAT the Mayor writes to the Mayors of Tasman District and Marlborough District Councils requesting that this general approach be adopted as a regional approach.

AND THAT Council requests that the Top of the South Marine Biosecurity Partnership develop a proposal for a joint regional pathways plan.

Her Worship the Mayor/McGurk

Carried

6.5 Adoption of Nelson Biodiversity Strategy 2013

Resolved

THAT the Nelson Biodiversity Strategy 2013 (A1126385) be adopted.

Ward/Copeland

Carried

7. 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>Regional Landfill Proposal - Update</p> <p>This report contains information regarding a joint regional landfill proposal and associated negotiations.</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)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations

Noonan/Skinner

Carried

The meeting went into public excluded session at 2.00pm and resumed in public session at 3.23pm, during which time Councillor Copeland left the meeting.

8. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

Her Worship the Mayor/Skinner

Carried

9. Annual Plan 2014/15 Statement of Proposal and Summary

Document number A1159360, agenda pages 13-31 refer.

Acting Group Manager Strategy, Nicky McDonald, presented the report.

She explained that the tabled update 'Proposed Resource Consent Fees and Charges' (A1161631) should be inserted as a new page 71 in the draft Annual Plan 2014/15, noting that these had been approved for public consultation as part of the draft Annual Plan by Council on 27 February 2014.

Ms McDonald added that the Building Consent Fees and Charges were not required to undergo consultation, but were noted in the draft Annual Plan in the interest of full public awareness.

Councillors were reminded to keep an open mind about draft Annual Plan and avoid strong public statements about any aspects of the plan.

Resolved

THAT the report Annual Plan 2014/15 Statement of Proposal and Summary and its attachments (A1160049 and A1154918) be received;

AND THAT the Statement of Proposal incorporating the draft Annual Plan 2013/14 be approved for public consultation from 28 March to 28 April 2014 with the Mayor and Deputy Mayor delegated authority to approve any minor amendments required.

Her Worship the Mayor/Ward

Carried

Her Worship the Mayor noted that the vote was unanimous.

There being no further business the meeting ended at 3.35pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date