



# AGENDA

**Ordinary meeting of the**

**Nelson City Council**

**Thursday 30 April 2015  
Commencing at 9.00am  
Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

Membership: Her Worship the Mayor Rachel Reese, Councillors Luke Acland, Ian Barker, Ruth Copeland, Eric Davy, Kate Fulton, Matt Lawrey, Brian McGurk, Paul Matheson (Deputy Mayor), Gaile Noonan, Pete Rainey, Tim Skinner, and Mike Ward

**Opening Prayer****Apologies****1. Confirmation of Order of Business****2. Interests**

2.1 Updates to the Interests Register

2.2 Identify any conflicts of interest in the agenda

**3. Public Forum****4. Confirmation of Minutes**

4.1 19 March 2015

**9-30**

Document number A1332453

Recommendation

***THAT the minutes of the meeting of the Nelson City Council, held on 19 March 2015, be confirmed as a true and correct record.***

4.2 23 March 2015

**31-44**

Document number A1334062

Recommendation

***THAT the minutes of the meeting of the Nelson City Council, held on 23 March 2015, be confirmed as a true and correct record.***

**5. Status Report 45-46**

Document number A1168168

Recommendation

**THAT the Status Report (A1168168) be received.**

**6. Mayor's Report 47-49**

Document number A1342324

Recommendation

**THAT the Mayor's Report (A1342324) be received.**

**7. Trafalgar Centre Reopening – Update 50-55**

Document number A1343770

Recommendation

**THAT the report Trafalgar Centre Reopening – Update (A1343770) be received.**

**8. Rutherford Park Upgrade – Roothing and Carparking 56-63**

Document number A1344077

Recommendation

**THAT the report Rutherford Park Upgrade – Roothing and Carparking and its attachments A1205436 and A1344245 be received;**

**AND THAT the amendments to the Concept Plan July 2013 (A1205436) be approved and the Amended Concept Plan April 2015 (A1344245) be adopted;**

**AND THAT approval be given to initiate detailed design and consenting work for the roading and carpark components of the Concept Plan April 2015, with the intention of completing the works concurrently with the Trafalgar Centre Project;**

**AND THAT some of the budget allocated in the Long Term Plan 2015/25 be brought forward to cover costs associated with progressing this project in 2014/15.**

## **REPORTS FROM COMMITTEES**

- 9. Planning and Regulatory Committee to hear submissions to the draft Urban Environments Bylaw – 12 March 2015** **64-67**

Document number A1333233

Recommendation

**THAT the minutes of a meeting of the Planning and Regulatory Committee to hear submissions to the draft Urban Environments Bylaw, held on 12 March 2015, be received.**

- 10. Works and Infrastructure Committee – 26 March 2015** **68-75**

Document number A1335846

Recommendation

**THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 26 March 2015, be received.**

- 11. Planning and Regulatory Committee – 2 April 2015** **76-80**

Document number A1339761

Recommendation

**THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 2 April 2015, be received.**

- 12. Fees and Charges: Consents and Compliance (non RMA) 2015 - 2016**

Recommendation to Council

**THAT the Dog Control Fees and Charges for 2015 - 2016 be adopted as detailed in Attachment 1 to Report A1318731;**

**AND THAT the Environmental Health and other activities fees and charges for 2015-2016 be adopted as detailed in Attachment 2 to Report A1318731;**

**AND THAT the Provision of Property Information Fees and Charges for 2015-2016 be adopted as detailed in Attachment 3 to Report A1318731;**

**AND THAT the charges for Dog Control, Environmental Health and Provision of Property Information activities apply as from 1 July 2015 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.**

**13. Planning and Regulatory Committee to deliberate on submissions to the draft Urban Environments Bylaw – 2 April 2015**

**81-85**

Document number A1340037

Recommendation

**THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee to deliberate on submissions to the draft Urban Environments Bylaw, held on 2 April 2015, be received.**

**13.1 Analysis of Submissions on the draft Urban Environments Bylaw**

Recommendation to Council

**THAT the amended draft Urban Environments Bylaw, reflecting the Planning and Regulatory Committee's decisions on submissions, be adopted.**

Note: A copy of the draft Urban Environments Bylaw (A1334602) has been circulated separately with this agenda.

**14. Governance Committee – 16 April 2015**

To be circulated separately.

**15. Joint Shareholders Committee 17 April 2015 86-91**

Document number A1345011

Recommendation

***THAT the unconfirmed minutes of a meeting of the Nelson City Council Tasman District Council Joint Shareholders Committee, held on 17 April 2015, be received.***

**16. Civil Defence Emergency Management Group – 17 April 2015 92-93**

Document number A1344996

Recommendation

***THAT the unconfirmed minutes of a meeting of the Nelson Tasman Civil Defence Emergency Management Group, held on 17 April 2015, be received.***

**PUBLIC EXCLUDED BUSINESS**

**17. Exclusion of the Public**

Recommendation

***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)
<b>1</b>	<b>Council Minutes – Public Excluded – 19 March 2015</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>2</b>	<b>Status Report – Council 30 April 2015</b>  This report contains information regarding: <ul style="list-style-type: none"> <li>• Plan Change 18 Appeals</li> <li>• Rugby Opportunity</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>3</b>	<b>Trafalgar Centre Reopening - Update</b>  This report contains information regarding: <ul style="list-style-type: none"> <li>• Tender Assessments</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>4</b>	<b>Joint Shareholders Committee - Public Excluded Minutes – 17 April 2015</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

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

Recommendation

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

**Note:**

- **This meeting is expected to continue beyond lunchtime.**
- **Lunch will be provided at 12.30pm.**
- **Youth Councillors Ryan McManus and Keegan Phipps will be in attendance at this meeting.**



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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 19 March 2015, commencing at 9.03am**

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

**In Attendance:** Youth Councillors A Paterson and Z Palmer, Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Manager Communications (P Shattock), Manager Administration (P Langley), and Administration Adviser (S McLean)

**Apologies:** Councillors R Copeland and E Davy

### Opening Prayer

Councillor Barker gave the opening prayer.

#### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
Councillors Copeland and Davy.***

Her Worship the Mayor/Skinner

Carried

#### 2. Confirmation of Order of Business

Her Worship the Mayor Rachel Reese reminded councillors to bring any concerns or questions about Long Term Plan 2015-25 documentation to her before the Council meeting on 23 March 2015.

Her Worship the Mayor advised that a public forum item from Steve Cross had been accepted.

Her Worship the Mayor advised there was a late item to be considered as part of the public meeting.

Resolved

***THAT the item regarding Draft Development Contributions Policy 2015 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 alignment of consultation on the Draft Development Contributions Policy 2015 with consultation on the Long Term Plan 2015-25.***

Her Worship the Mayor/McGurk

Carried

### **3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

### **4. Public Forum**

#### **4.1 Council Minutes - 18 December 2014**

Steve Cross raised concerns about the late item procedure used for the public excluded discussion on a rugby opportunity at the Council meeting on 18 December 2014.

Mr Cross said in his opinion there had not been enough information or time allowed for councillors to properly consider the matter. He highlighted that no consultation with the community had been undertaken before the decision was made. Mr Cross also suggested that Council had not sought legal advice at the time of making the decision.

In response to a question, Mr Cross suggested that events of a sporting nature should not be funded by the general ratepayer and should instead be funded by businesses that benefit from the event.

### **5. Confirmation of Minutes**

#### **5.1 Council – 11 December 2014**

Document number A1291410, agenda pages 15-26 refer.

In response to questions, Manager Administration, Penny Langley advised that councillor arrival and departure times were required to be recorded under Standing Orders. She said that this recording only applied to members of committees, not councillors in attendance.

Resolved

**THAT the minutes of the meeting of the Nelson City Council, held on 11 December 2014, be confirmed as a true and correct record.**

Her Worship the Mayor/Noonan

Carried

5.2 Council – 18 December 2014

Document number A1295075, agenda pages 27-49 refer.

It was noted that reference to Nick Smith under item 3.3 should be changed to Dr Smith.

Resolved

**THAT the amended minutes of the meeting of the Nelson City Council, held on 18 December 2014, be confirmed as a true and correct record.**

Her Worship the Mayor/McGurk

Carried

5.3 Council – 19 January 2015

Document number A1302496, agenda pages 50-57 refer.

Resolved

**THAT the minutes of the extraordinary meeting of the Nelson City Council, held on 19 January 2015, be confirmed as a true and correct record.**

Rainey/Skinner

Carried

5.4 Council – 12 February 2015

Document number A1313027, agenda pages 58-64 refer.

Resolved

**THAT the minutes of the meeting of the Nelson City Council, held on 12 February 2015, be confirmed as a true and correct record.**

Barker/Skinner

Carried

5.5 Council – 24 February 2015

Document number A1320345, agenda pages 65-75 refer.

Councillor Acland advised he would update councillors on the Youth and Community Trust in the near future.

It was suggested that written reports could be provided to future Council Representative Reporting on External Organisations meetings.

It was noted that the third paragraph under 5.1 should be amended to read '...in that exhibitions could not be held until such time as the future of the Refinery had been determined.'

Resolved

***THAT the amended minutes of the meeting of the Nelson City Council, held on 24 February 2015, be confirmed as a true and correct record.***

Fulton/Noonan

Carried

5.6 Council – 26 February 2015

Document number A1323580, agenda pages 76-83 refer.

Resolved

***THAT the minutes of the meeting of the Nelson City Council, held on 26 February 2015, be confirmed as a true and correct record.***

Her Worship the Mayor/Ward

Carried

**6. Status Report – Council 19 March 2015**

Document number A1168168, agenda pages 84-85 refer.

It was highlighted that the last action in the status report should include the clause of the resolution that related to the joint landfill deed being brought back to Council.

There was discussion on the 'wrapping' of the NBus for promotion of Nelson attractions. The Chief Executive, Clare Hadley, advised that this request was not within the contract with SBL and there had been no enthusiasm for this project from SBL. It was suggested that the matter was complete from an officer point of view as there was no further progress that could be made. It was agreed that Councillors Ward, Fulton and Lawrey would arrange to have a conversation with SBL.

It was agreed that the second part of the Support for Nelson CBD – Winter Incentives action, relating to the focus group, was complete.

In response to concerns about status report resolutions versus Council's draft Long Term Plan direction for projects such as the Gondola, Mrs Hadley advised the intention of the status report was to

report back on original resolutions. It was agreed that the status of the Gondola and Trafalgar Centre actions should include detail on their inclusion in the Consultation Document.

In response to a question, Group Manager Community Services, Chris Ward, confirmed that the request for proposal for the campground review had only just been released. It was agreed that Mr Ward would report to the Community Services Committee on timeframes for this review, and the action could be removed from the Council status report.

It was requested by councillors that more detail be provided in status reports as they were relied upon to track outcomes of previous decisions.

In response to a question, Mrs Hadley advised that Council resolutions that request a formal report were tracked separately to the status report. She highlighted the role of chairpersons and deputy chairpersons in monitoring decisions.

Resolved

***THAT the Status Report – Nelson City Council  
19 March 2015 (A1168168) be received, noting  
the changes requested.***

Her Worship the Mayor/Rainey

Carried

## **7. Mayor's Report**

Document number A1323388, agenda pages 86-92 refer.

Her Worship the Mayor Rachel Reese highlighted the potential ripple effect in terms of improving leadership through the TUIA Mayoral Rangatahi Mentoring Programme.

Councillor Lawrey advised his intention to attend the Local Government New Zealand conference from 19-21 July 2015. In response to a question, Her Worship the Mayor advised that proxies could be arranged at the conference to vote on behalf of Nelson City Council.

Her Worship the Mayor advised councillors that an update on the Brook Reserve Management Plan would be provided at the councillor workshop planned for 31 March 2015.

Concerns were raised about the proposed process for temporary road closures under Schedule 10 Clause 11(e) of the Local Government Act 1974. It was suggested that there was conflict on the matter between the Local Government Acts 1974 and 2002.

Manager Administration, Penny Langley, confirmed that Council's Senior Legal Adviser was comfortable with the proposed delegation to

the Hearings Panel – Other. She added that most councils in New Zealand delegated the matter to a group other than full Council.

It was agreed that this matter would be considered later in the meeting once clarification had been sought.

Resolved

**THAT the Mayor's Report (A1323388) and its attachments (A1326253 and A1306876) be received;**

**AND THAT Her Worship the Mayor be appointed to the Commercial Subcommittee and the Audit, Risk and Finance Subcommittee;**

**AND THAT Nelson City Council not allow for a casting vote for the Mayor and/or Chairperson in its Standing Orders.**

Barker/Matheson

Carried

Attendance: Councillor Barker left the meeting at 10.18am.

## **8. Administrative Matters**

Document number A1323156, agenda pages 93-108 refer.

It was noted that the dates on Attachment 1 (A1323219) needed to be corrected to 28 February 2015.

There was discussion on the benefits of the Resource Management Act (RMA) Making Good Decisions training in fulfilling councillor functions such as hearing plan changes.

It was agreed the costs of the RMA Making Good Decisions training should not be allocated to the individual elected members training budget but be funded from the additional training budget.

Attendance: The meeting adjourned for morning tea from 10.32am to 10.52am.

It was highlighted that if this training was funded from the additional training budget, it would mean a reduction in the training budget for individual councillors. It was agreed that the impact on training budgets would be reported to the next Council meeting on 23 March 2015.

Resolved

**THAT the report Administrative Matters (A1323156) and its attachments (A1323219,**

**A1103850, A1324980, A1006782 and A1269299) be received;**

Her Worship the Mayor/Fulton

Carried

**AND THAT Council confirms its approval of the documents and warrants in the Schedule of Documents (A1269299), and the affixing of the seal to those documents and warrants;**

Her Worship the Mayor/Skinner

Carried

**AND THAT officers report back to the next Council meeting on the reallocation of travel and training budgets.**

Her Worship the Mayor/Fulton

Carried

## **9. Mayor's Report - Continued**

Document number A1323388, agenda pages 86-92 refer.

There was further discussion on the delegation of specific temporary road closures to the Hearing Panel – Other. It was emphasised that full Council would need to accept it would have no involvement in the decision making of the Panel.

Her Worship the Mayor advised that confidence and certainty were needed by both the community and Council in the process and delegations of the Hearings Panel – Other.

It was suggested that the appropriateness of the delegation of specific temporary road closures to the Panel could be reviewed in future if any issues arose. It was agreed that a list of matters to be considered by the Panel would be circulated to all councillors.

Resolved

**AND THAT the Hearings Panel - Other be delegated authority to consider and determine applications for temporary road closures made under Schedule 10 Clause 11(e) of the Local Government Act 1974;**

**AND THAT the amended delegations for the Hearings Panel – Other as outlined in A1306876 be incorporated into the Delegations Register;**

***AND THAT a report on the efficiency and effectiveness of this delegation to the Hearings Panel - Other is made to Council in twelve months time.***

Her Worship the Mayor/Matheson

Carried

**10. Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade)**

Document number A1315996, agenda pages 109-115 refer.

Manager Operations, Shane Davies, presented the report.

The recommendations were taken separately.

Resolved

***THAT the report Temporary Road Closures (YMCA, Women's Triathlon, ANZAC Parade) (A1315996) and its attachment (A1315938) be received;***

Her Worship the Mayor/Ward

Carried

Resolved

***AND THAT Council approve the application for the YMCA Nelson Youthfest 2015 temporary road closure of Morrison Street on Saturday 28 March 2015, or, if it is raining on that day, Thursday 2 April 2015;***

Her Worship the Mayor/Rainey

Carried

Resolved

***AND THAT Council approve the application for the Nelson Women's Triathlon temporary road closure of Maitai Road, Maitai Valley Road and Domett Street on Sunday 12 April 2015;***

Matheson/Skinner

Carried

Resolved

***AND THAT Council approve the application for the 2015 Nelson Centennial ANZAC Parade temporary road closure of Halifax Street and Trafalgar Street on Saturday 25 April 2015.***

Ward/Fulton

Carried



**11. Planning and Regulatory Committee to hear submissions to the draft Reserves Bylaw – 20 March 2014**

Document number A1161166, agenda pages 116-119 refer.

Resolved

***THAT the confirmed minutes of a meeting of the Planning and Regulatory Committee to hear submissions to the draft Reserves Bylaw, held on 20 March 2014, be received.***

McGurk/Fulton

Carried

**12. Nelson Regional Sewerage Business Unit – 28 November 2014**

Document number A1281366, agenda pages 120-125 refer.

Resolved

***THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 28 November 2014, be received.***

Her Worship the Mayor/Lawrey

Carried

**12.1 Nelson Regional Sewerage Business Unit Business Plan 2015/16**

It was noted that an update on the Nelson Regional Sewerage Business Unit was provided to Council annually, and that this should be done within the next six months.

Resolved

***THAT the Nelson Regional Sewerage Business Unit Business Plan 2015/16 (A1268612) be approved.***

Ward/Fulton

Carried

**13. Joint Committee of Tasman District and Nelson City Councils – 17 December 2014**

Document number A1292401, agenda pages 126-129 refer.

Resolved

***THAT the confirmed minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 17 December 2014, be received.***

Her Worship the Mayor/Lawrey

Carried

**14. Nelson Tasman Civil Defence Emergency Management Group – 17 December 2014**

Document number A1292754, agenda pages 130-132 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Nelson Tasman Civil Defence Emergency Management Group, held on 17 December 2014, be received.***

Her Worship the Mayor/Matheson

Carried

**15. Regional Transport Committee to hear submissions to the draft Nelson Regional Transport Plan – 10 February 2015**

Document number A1310901, agenda pages 133-136 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Regional Transport Committee to hear submissions to the draft Nelson Regional Land Transport Plan, held on 10 February 2015, be received.***

McGurk/Her Worship the Mayor

Carried

**16. Works and Infrastructure Committee – 12 February 2015**

Document number A1312332, agenda pages 137-141 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 12 February 2015, be received.***

Lawrey/Ward

Carried

- 16.1 Draft Solid Waste Asset Management Plan 2015-2025
- 16.2 Attendance: Councillor Noonan left the meeting at 11.44am.
- 16.3 In response to a question, the Chief Executive, Clare Hadley, advised that a further review of solid waste efficiency and effectiveness, along with engagement with the private sector and the re-establishment of a joint committee, would be reported to Council in future.
- 16.4 Resolved

***THAT the Draft Solid Waste Asset Management Plan 2015-2025 be adopted as the version to inform the Long Term Plan 2015-2025.***

Lawrey/Skinner

Carried

## **17. Planning and Regulatory Committee – 19 February 2015**

Document number A1316156, agenda page 142 refers.

Resolved

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 19 February 2015, be received.***

McGurk/Lawrey

Carried

## **18. Regional Transport Committee – 25 February 2015**

Document number A1321332, agenda page 143-149 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Regional Transport Committee, held on 25 February 2015, be received.***

McGurk/Her Worship the Mayor

Carried

- 18.1 Analysis of Submissions on the Regional Land Transport Plan 2015-2021

Resolved

***THAT the Draft Nelson Regional Land Transport Plan 2015-2021, as amended to reflect the Regional Transport Committee's decision on submissions, be adopted.***

Her Worship the Mayor/McGurk

Carried

## 19. Community Services Committee – 26 February 2015

19.1 Document number A1323932, agenda pages 150-156 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 26 February 2015, be received.***

Rainey/Lawrey

Carried

Attendance: Councillor Noonan returned to the meeting at 11.46am.

19.2 Acquisition of Land for the Maitai/Mahitahi Walkway

Resolved

***THAT Council approve the issue of a Notice of Intention to take the freehold interest in 45m<sup>2</sup> of land comprised in Computer Freehold Register NL18/19 for a shared cycleway and pedestrian walkway, and requests the Governor General execute a proclamation taking the land and vesting it in Council for such purpose, pursuant to the Public Works Act 1981;***

***AND THAT Council, by resolution, declares the land to be a reserve within the meaning of the Reserves Act 1977 to be held for local purpose (esplanade) reserve following the completion of the compulsory acquisition process.***

Rainey/Lawrey

Carried

19.3 Botanicals Easement for Purposes of Electricity Supply

Resolved

***THAT the easement in favour of Network Tasman Limited shown as area "A" on Title Plan LT472426 be granted pursuant to section 48 of the Reserves Act 1977;***

***AND THAT all legal costs be incurred by Network Tasman in this matter.***

Rainey/Noonan

Carried

- 19.4 Request for Funding to Pilot Extended Library Opening Hours  
Resolved

***THAT funding of \$7,500 from other operational savings is approved to extend Saturday opening hours for the Elma Turner Library from early April to the end of June 2015.***

Rainey/Noonan

Carried

**20. Chief Executive Employment Committee – 26 February 2015**

- 20.1 Document number A1325742, agenda pages 157-159 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 26 February 2015, be received.***

Her Worship the Mayor/Matheson

Carried

**21. Governance Committee – 3 March 2015**

- 21.1 Document number A1325357, agenda pages 160-167 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Governance Committee, held on 3 March 2015, be received.***

Acland/Her Worship the Mayor

Carried

**22. Joint Committee of Tasman District and Nelson City Councils – 3 March 2015**

- 22.1 Document number A1323045, agenda pages 168-171 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 3 March 2015, be received.***

Her Worship the Mayor/Lawrey

Carried

## 23. Planning and Regulatory Committee – 12 March 2015

23.1 Document number A1327896, agenda pages 172-178 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 12 March 2015, be received.***

McGurk/Fulton

Carried

23.2 Earthquake – Prone, Dangerous and Insanitary Buildings Policy 2006;  
Policy Wording Change

Resolved

***THAT the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006 be amended from:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 67 percent of the standard NZS1170.5: 2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***To:***

***'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 34 percent of the standard NZS1170.5:2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'***

***Noting the section below is now no longer relevant so should also be deleted:***

***'In accordance with the recommendations of the New Zealand Society for Earthquake Engineering, the Council considers this to be an appropriate level for the requirement to reduce or remove the danger.'***

McGurk/Fulton

Carried

23.3 Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016

It was highlighted that the proposed staff hourly charge was the same charge used by Marlborough and Tasman District Councils.

Her Worship the Mayor spoke about resource consent cost recovery and emphasised her interest in community feedback on the matter.

Resolved

***THAT the draft Fees and Charges Resource Consents and Resource Management Act Planning Documents 2015-2016 be approved for public consultation and notification using the Special Consultative Procedure.***

McGurk/Rainey

Carried

Attendance: The meeting adjourned from 11.54am to 11.59am.

**24. Draft Development Contributions Policy**

Document number A1306388, late item A1329366 refers.

Senior Strategic Adviser, Nicky McDonald, Policy Coordinator, Sarah Holman and Senior Planning Adviser, Lisa Gibellini, presented the report.

Ms McDonald advised that Nelson City Council development contributions were traditionally at the lower end of the range across councils in New Zealand. She tabled a comparison of the existing and proposed draft Development Contributions Policy (the Policy) (A1331638).

Ms Gibellini spoke about timing of infrastructure projects, emphasising the aim to line up land use with the provision of infrastructure in the Long Term Plan 2015-25.-

There was discussion on the development areas that were catered for under the Policy versus those that were outside the city-wide catchment. Concern was raised that analysis on development areas had not emphasised Council's strategic outcomes and aligned with the content of the draft Long Term Plan 2015-25 (LTP).

Ms McDonald clarified that full strategic outcome analysis on the Policy was not able to be undertaken before the LTP was developed due to timing of new legislation.

Ms Gibellini said developers had been encouraged to make submissions to the LTP on lining up projects with Council's strategic outcomes.

In response to a question, Ms Gibellini advised that development areas which met strategic outcomes were close to schools and services, made use of existing infrastructure, and allowed for greater housing choice and affordability.

There was further discussion on strategic outcomes. Ms McDonald advised that the LTP was compiled from asset management plans which had been approved by Council. She said this process usually focussed on assessing levels of service and renewals. Ms McDonald added that work on the Nelson Plan involved a more in-depth review of key outcomes for Nelson, and this work was still underway at the time when the LTP needed to be approved for consultation.

Ms McDonald advised councillors they would have an opportunity to review the Development Contributions Policy once work on the Nelson Plan was complete. She highlighted that the proposed draft Policy had been developed as thoroughly as possible without endangering statutory timeframe requirements.

Ms McDonald said the officer's report would be distributed with the draft Policy in order to aid the community in making submissions. She added that preliminary consultation had been undertaken with iwi.

Ms McDonald advised the Kaumatua flats were owned by a charitable trust and could be added to the list of exceptions in the Policy if Council desired.

In response to questions, Ms McDonald confirmed that some councils did not charge development contributions. She said the use of an urban design panel had not been considered as an incentive.

In response to questions about the transport component of calculations, Asset Engineer – Transport, Chris Pawson, said all transport related activities were now included.

In response to a question, Mr Pawson summarised the two slightly different ways to calculate growth depending on users of the asset and the impact on levels of service. It was noted that the change in costs from the new calculations were of low significance; it was more a change of principle.

Attendance: Councillor Ward left the meeting and Councillor Barker returned to the meeting at 12.32pm. Councillor Ward returned to the meeting at 12.35pm.

There was discussion on a reduction for one and two bedroom units. Ms Gibellini advised the previous Policy had allowed for a reduction in stormwater contributions for apartments, and the current draft Policy had no reduction.

Councillors agreed that a reduction across all utilities should be applied to one and two bedroom units. Concern was raised that no information



was available to show the impact of this reduction on aspects such as infrastructure and the cost to ratepayers.

Ms Gibellini spoke about growth in the inner city. She said that due to infiltration issues, the infrastructure could only handle a maximum additional 30 Household Units of Demand per annum. It was noted this would still require work to gradually remedy the infiltration issues.

A suggestion was made that no development contributions should apply to the CBD or even the city as a whole, in order to align with Council's strategic outcomes.

Attendance: The meeting adjourned for lunch from 12.49pm to 1.36pm, during which time Councillors Fulton, Matheson and Skinner left the meeting.

Her Worship the Mayor confirmed that Council required a Development Contributions Policy which aligned with the Long Term Plan 2015-25 consultation, and the Policy could not be withdrawn at this stage.

Attendance: Councillor Matheson returned to the meeting at 1.39pm.

The Chief Executive, Clare Hadley, advised that when consulting with the community on the Policy, Council could highlight its interest in feedback on meeting strategic outcomes. She suggested that Council also seek feedback on the concept of waiving or discounting contributions for certain areas in Nelson.

It was noted that this was the first step in reviewing the Policy and a further review could be undertaken in line with the Annual Plan 2016/17.

Attendance: Councillor Skinner returned to the meeting at 1.47pm.

Attendance: The meeting adjourned from 1.57pm to 2.00pm.

A suggestion was made that Council should wait for the housing market to demand smaller units, then adjust the Policy as required.

Resolved

***THAT the report Draft Development Contributions Policy 2015 (A1306388) and its attachments (A1274615 and A1321239) be received;***

Her Worship the Mayor/Matheson

Carried

Attendance: The meeting adjourned from 2.08pm to 2.11pm.

Resolved

**AND THAT further information on**

- ***waiving development contributions for a maximum of 30 HUDs per annum in the city centre for residential developments in order to contribute to strategic outcomes; and***
- ***reducing development contributions for 1 & 2 bedroom units throughout the city***

***be brought to the Council meeting on 23 March 2015;***

**AND THAT the draft Development Contributions policy make clear changes to the inputs to the transportation calculation;**

**AND THAT the Draft Development Contributions Policy be revised accordingly and brought back to Council on 23 March 2015 for adoption.**

Noonan/Her Worship the Mayor

Carried

**25. 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	<b>Council – Public Excluded Minutes – 11 December 2014</b>  These minutes contain information regarding:	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"><li>• Section 7(2)(a) To protect the privacy of natural persons</li></ul>

Nelson City Council Minutes  
19 March 2015

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<ul style="list-style-type: none"> <li>• Appointment of Trustees – Nelson School of Music</li> <li>• Reappointment of Trustees to the City of Nelson Civic Trust</li> </ul>		
<b>2</b>	<p><b>Council – Public Excluded Minutes– 18 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Impact of High Court Decision Stanton v NCC</li> <li>• Rugby Opportunity</li> <li>• Appointment of Trustee to the Economic Development Agency</li> <li>• Port Nelson Road Stopping</li> <li>• Community Leases</li> </ul>	<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"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>3</b>	<p><b>Council – Public Excluded Minutes– 12 February 2015</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Temporary Seating for Events</li> <li>• Chief Executive performance and remuneration</li> </ul>	<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"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
4	<p><b>Status Report – Council 19 March 2015</b></p> <p>This status report contains information regarding:</p> <ul style="list-style-type: none"> <li>• Plan Change 18 Appeals</li> <li>• Impact of High Court Decision Stanton v NCC</li> <li>• Rugby Opportunity</li> </ul>	<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"> <li>• Section 7(2)(i) To carry out negotiations</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
5	<p><b>Joint Committee of Tasman District and Nelson City Councils – Public Excluded Minutes– 17 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Tasman Bay Heritage Trust current review progress</li> <li>• Joint Council Controlled Organisation – Matters for the Statement of Expectations</li> </ul>	<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"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
6	<p><b>Community Services Committee - Public Excluded Minutes – 26 February 2015</b></p> <p>These minutes</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</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	contain information regarding: <ul style="list-style-type: none"> <li>• Community Lease – Youth Nelson</li> <li>• Property Purchase</li> </ul>	under section 7	
<b>7</b>	<b>Chief Executive Employment Committee - Public Excluded Minutes – 26 February 2015</b>  These minutes contain information regarding: <ul style="list-style-type: none"> <li>• Chief Executive Reporting on Progress against KPIs and Quarterly Staff Statistics</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> </ul>
<b>8</b>	<b>Joint Committee of Tasman District and Nelson City Councils – 3 March 2015</b>  These minutes contain information regarding: <ul style="list-style-type: none"> <li>• Presentations on Strategic Direction</li> </ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>• Section 7(2)(h) To carry out commercial activities</li> </ul>

Her Worship the Mayor/McGurk

Carried

## 26. Re-admittance of the public

Resolved

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

Her Worship the Mayor/Acland

Carried

Attendance: Councillor Matheson left the meeting at 2.13pm.

The meeting went into public excluded session at 2.13pm and resumed in public session at 3.08pm, during which time Councillor Matheson returned to the meeting.

There being no further business the meeting ended at 3.08pm.

Confirmed as a correct record of proceedings:

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

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## Minutes of a meeting of the Nelson City Council

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Monday 23 March 2015, commencing at 9.04am**

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

**In Attendance:** Audit Director, Audit New Zealand (B Kearney), Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Group Manager Infrastructure (A Louverdis), Senior Strategic Adviser (N McDonald), Senior Accountant (T Hughes), Manager Communications (P Shattock), Manager Administration (P Langley), and Administration Adviser (S McLean)

**Apologies:** Councillors E Davy for attendance, and K Fulton for lateness

### Opening Prayer

Councillor Noonan gave the opening prayer.

#### 1. Apologies

Resolved

***THAT apologies be received and accepted from Councillor Davy for attendance, and Councillor Fulton for lateness.***

Her Worship the Mayor/Copeland

Carried

#### 2. Confirmation of Order of Business

Late Item Memo A1333203 refers.

- 2.1 Late Item 1 – Development Contributions Policy 2015 – Further Information

Resolved

***THAT the item regarding Draft Development Contributions Policy 2015 – Further Information 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 consultation on the Draft Development Contributions Policy 2015 to align with consultation on the Long Term Plan 2015-25.***

Her Worship the Mayor/Copeland

Carried

2.2 Late Item 2 – Administrative Matters – Further Information

Resolved

***THAT the item regarding Administrative Matters – Further Information 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 bookings to be made for the Local Government New Zealand conference 2015 in a timely manner.***

Her Worship the Mayor/Skinner

Carried

**3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

**4. Public Forum**

There was no public forum.

**5. Mayor's Report**

Her Worship the Mayor advised that the meeting would adjourn at approximately 10.00am for a brief workshop.

**6. Draft Development Contributions Policy 2015 - Further Information**

Document number A1333285, late item A1333203 refers.

Senior Strategic Adviser, Nicky McDonald, Policy Coordinator, Sarah Holman, Senior Planning Adviser, Lisa Gibellini, Senior Asset Engineer



– Utilities, Phil Ruffell, and Asset Engineer – Transport, Chris Pawson, presented the report and gave a presentation (A1333289).

Attendance: Councillor Fulton joined the meeting at 9.21am.

It was acknowledged that the Inner City Zone map would be enhanced to improve the identification of boundaries.

There was discussion on rolling over the 30 Household Unit of Demand (HUD) limit, versus setting it as an annual limit that would not accrue. It was pointed out that having a limit which did not roll over each year should encourage development.

Mr Ruffell highlighted concerns about unknown intensity or location of developments, hence the recommended 30 HUD limit per annum for five years.

A suggestion was made that the development contributions waiver for inner city development should be subject to consultation with the Urban Design Panel. It was highlighted that the Panel's advice was not binding, so use of its recommendations could not be stipulated.

Group Manager Strategy and Environment, Clare Barton, advised that developers acknowledged the benefits of the Urban Design Panel, and many were using the Panel. Ms Gibellini added there was no charge to developers for use of the Panel, and it was currently under-utilised.

In response to questions, Mr Ruffell advised that intensification was only a recent addition to the multiple drivers behind the work on inner city infiltration.

In response to a question, it was confirmed that short term living accommodation would be excluded from the development contributions waiver.

Attendance: The meeting adjourned for a brief workshop and morning tea from 10.00am to 10.35am.

In response to questions, Ms McDonald advised the 30 HUD limit annual period would be 1 July to 30 June, and this would be clarified in the draft Policy. She said the waiver for 30 HUDs in the inner city would result in a maximum of \$354,000 in waived development contributions per annum.

It was noted the potential level of waived development contributions for one and two bedroom units could not be identified as this would be speculating.

In response to a question, Ms Gibellini advised that Council set aside \$30,000 per annum for the operation of the Urban Design Panel, approximately half of which was spent each year on three to four applications on average.

Ms Barton suggested it would be more appropriate to consider the use of the Urban Design Panel through the Nelson Plan process. She added that care needed to be taken not to disincentivise development with additional requirements for the waiver.

It was suggested that under the Remissions section of the Policy a clause could be added that required any applications for waiver of development contributions to be accompanied by recommendations from the Urban Design Panel.

It was agreed that the recommendation would be taken in parts.

Resolved

***THAT the report Draft Development Contributions Policy 2015 – Further Information (A1333285) and its attachment (A1274615) be received;***

Her Worship the Mayor/Acland

Carried

An additional motion was moved by Councillor Fulton and seconded by Councillor Lawrey:

***AND THAT the criteria for remission of development contributions in the city centre (as set out in the Policy under 2.5 Remissions) include a clause requiring developments seeking waiver of 10 or more HUDs to be accompanied by recommendations from the Urban Design Panel.***

The motion was put and lost.

Resolved

***AND THAT the material being distributed to the public to accompany the consultation on the draft Development Contributions Policy be updated with relevant information from this report including the clarification on the annual period.***

Barker/Matheson

Carried

## **7. Adoption of the Consultation Document for the Long Term Plan 2015-25 and Related Documents**

Document number A1317555, agenda pages 5-10 refer.

Resolved

***THAT the Community Outcomes (A1327824) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Her Worship the Mayor/Skinner

Carried

Senior Strategic Adviser, Nicky McDonald, summarised minor edits to the Forecasting Assumptions requested by Audit New Zealand.

Resolved

***AND THAT the Forecasting Assumptions (A1323797) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Her Worship the Mayor/Rainey

Carried

Attendance: Councillor Noonan left the meeting at 11.28am.

Resolved

***AND THAT the Financial Strategy (A1328267) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Her Worship the Mayor/Skinner

Carried

Attendance: Councillor Noonan returned to the meeting at 11.31am.

Resolved

***AND THAT the Infrastructure Strategy (A1250365) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Lawrey/McGurk

Carried

There was discussion on the Statement of Fostering Maori Participation in Council Decision Making. Officers undertook to obtain legal advice to determine if the Statement was required in the supporting information to the Consultation Document, and report back to the meeting.

There was discussion on the Revenue and Financing Policy.

Group Manager Corporate Services, Nikki Harrison, summarised changes to the stormwater rate, inner city enhancement account and the detail on lump sum contributions.

In response to a question, Ms Harrison advised depreciation was not funded for motor camps.

It was agreed the analysis tables for each activity in the Policy would be edited to ensure plain English was used.

Attendance: Councillor Copeland left the meeting at 11.43am and returned at 11.45am.

It was agreed an additional bullet point 'all users of public transport' would be added to the public transport and mobility row of the activity table, in the column on who benefits.

Resolved

***AND THAT the Revenue and Financing Policy (A1323785) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Her Worship the Mayor/Barker

Carried

It was noted the title of Attachment 9 would be corrected to Funding Impact Statement (Rates).

It was agreed the covering page to the Funding Impact Statement (Rates) would have further information about the water annual charge moving to the rates assessment.

It was agreed the first paragraph in the 'definition of rating of separately used or inhabited parts of a rating unit' section, would end with 'The following are examples of what are currently considered to be separately used an inhabited parts of a rating unit'.

Resolved

***AND THAT the Funding Impact Statement (A1323806) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Barker/Her Worship the Mayor

Carried

Resolved

**AND THAT the Development Contributions Policy (A1274615) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;**

Rainey/Fulton

Carried

Attendance: Councillor Copeland left the meeting at 12.06pm.

Resolved

**AND THAT the Schedule of Charges (Resource Consent Fees and Charges) (A1330801) be received and adopted for concurrent consultation with the Consultation Document under the provisions of section 83 of Local Government Act 2002;**

McGurk/Ward

Carried

Attendance: Councillor Copeland returned to the meeting at 12.13pm.

There was discussion on the Rates Postponement Policy.

Concerns were raised about postponed rates being allowed up to 80% of the capital value of the property. It was suggested this be a percentage of equity instead. Ms Harrison advised that given low update numbers under the Policy, the associated risk was not high.

Concerns were also raised about repayment not being at the time of the settlement of the estate.

Attendance: Councillor Ward left the meeting at 12.22pm and returned at 12.26pm.

In response to a question, Ms Harrison advised that applications for rates remission for land affected by natural calamity were considered on a case by case basis, with Council having discretion over the final decision.

Attendance: The meeting adjourned for lunch from 12.29pm to 1.15pm, during which time Councillors Copeland and Skinner left the meeting.

The discussion returned to the Statement of Fostering Maori Participation in Council Decision Making. Ms McDonald said legal advice was that the Statement was not required to be released under Section 93G of the Local Government Act 2002.

Councillors agreed they were uncomfortable having the Statement released as supporting information without first discussing it with iwi.

It was agreed that the Statement would be tabled for discussion at the Kotahitanga Hui taking place on 25 March 2015.

In response to a question, Ms McDonald advised that councillors could choose to add detail on fostering Maori participation in decision making in the final Long Term Plan 2015-25.

In response to previous questions on the Rates Postponement Policy, Ms Harrison advised that seven people were currently being assisted under the Rates Postponement Policy, with a total of \$39,000 in outstanding rates. She confirmed proof of insurance was sought annually. Ms Harrison advised that no change needed to be made to the repayment section as 12 months was allowed for payment under the Policy.

In response to further questions, Ms Harrison advised that Council did place a caveat on the property title when rates were postponed. She said family trusts could apply for rate postponement in limited circumstances.

It was agreed the maximum level of rates postponed would now be 80% of equity instead of capital value.

In response to a question, the Chief Executive, Clare Hadley, confirmed the references to Network Tasman Limited would be replaced with 'network utility operators' in the wording of the remission of rates for underground utilities section.

There was discussion on the necessity of the remission of rates on golf practice greens. It was clarified by Mrs Hadley that the Nelson Golf Club practice green land was zoned industrial but treated as recreational zoning and had a special rateable value.

Resolved

***AND THAT the Rates Remission Policy (A1323787) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

McGurk/Matheson

Carried

Resolved

***AND THAT the Financial Statements (Accounting Information) (A1328280) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Matheson/Noonan

Carried

Ms Harrison advised the Liability Management Policy was to be received by the Governance Committee at an upcoming meeting before being recommended for adoption by Council. She confirmed the Policy had been updated to reflect changes requested by the Audit, Risk and Finance Subcommittee.

Resolved

**AND THAT the Liability Management Policy (A1261456) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;**

Rainey/McGurk

Carried

Attendance: Councillor Matheson left the meeting at 1.45pm and returned at 1.47pm.

Ms Harrison summarised changes to the Investment Policy made by the Audit, Risk and Finance Subcommittee.

It was agreed the word 'vast' would be removed in the first sentence under the Property Investments section of the Policy.

Resolved

**AND THAT the Investment Policy (A1261457) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;**

Her Worship the Mayor/Noonan

Carried

Resolved

**AND THAT the Council Controlled Organisations (A1323791) be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;**

Her Worship the Mayor/Barker

Carried

Resolved

**AND THAT, having considered all the reasonably practicable options, the revised Development Contributions Policy (A1274615), Revenue and Financing Policy (A1323785), Funding Impact Statement (Rates) (A1323806), and Rates Remission Policy (A1323787) be adopted for concurrent consultation with the Consultation**

***Document under the provisions of section 82 of  
Local Government Act 2002;***

Her Worship the Mayor/Matheson

Carried

Ms McDonald tabled a revised Council Activity Summary for Transport (A1333606) and Council Activity Summaries (A1328285).

It was noted the Community Outcome regarding public transport would be added to the Community Outcomes table in the Transport section.

Mrs Hadley advised a small change would be made to the wording around the Regional Public Transport Plan on page four of the Transport Activity.

It was agreed an image of a homezone sign would be sent to councillors for their information.

Senior Asset Engineer – Transport and Roading, Rhys Palmer, advised that the regional funding activities in the Transport section that were missing funding amounts were awaiting figures from the New Zealand Transport Agency (NZTA).

It was noted the Draft Regional Land Transport Plan would remain a draft document until July when it would be confirmed by NZTA. It was agreed that a footnote would be added to the transport activities table explaining non-subsidised allocations.

In response to comments on targets for peak hour travel times, Mr Palmer advised a larger amount of data was now being collected which would help to inform this measure.

It was agreed the first paragraph under significant negative effects and risk mitigation would be further clarified.

In the Water Supply Activity section, it was agreed that detail from the Tasman District Council report on the Waimea Dam would be replaced by detail on the Nelson City Council commissioned report.

It was agreed the last sentence in the Little Go Stream section of the Flood Protection Activity would be amended to reflect completion before the end of the financial year.

Attendance: Councillor Matheson left the meeting at 2.45pm.

Group Manager Strategy and Environment, Clare Barton, provided detail which would be added to the Woodburners section under the Environment Activity.

Attendance: Councillor Matheson returned to the meeting at 2.47pm.

It was discussed and agreed that the last sentence in the Woodburners section would read 'A contribution of \$100,000 towards this



partnership is proposed.' It was also agreed that the third to last sentence in the Woodburners section would be replaced with 'Council is reviewing the Air Plan to address these concerns.'

Attendance: Councillor Rainey left the meeting at 2.54pm.

It was noted that a small change would be made to the Nelson Arts Festival section of the Social Activity, and that an error would be corrected under the Theatre Royal section.

It was agreed the word 'was' would be replaced with 'is' in the first sentence of the second paragraph under the Gondola section. It was also agreed the word 'million' was not required under the Brook Waimarama Sanctuary Fence section.

It was agreed that changes would be made to the Trafalgar Centre and Rutherford Park Development sections and these would be presented at the reconvened meeting on 24 March.

Resolved

***THAT the meeting be adjourned to Tuesday 24 March at 10.30am in the Council Chamber, Civic House, 110 Trafalgar Street, Nelson.***

Her Worship the Mayor/Matheson

Carried

The meeting adjourned at 3.15pm, to be reconvened at 10.30am on Tuesday 24 March 2015.

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**Minutes of a reconvened meeting of the Nelson City Council**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Tuesday 24 March 2015, commencing at 10.32am**

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**Present:** Her Worship the Mayor R Reese, 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), Group Manager Corporate Services (N Harrison), Group Manager Community Services (C Ward), Group Manager Strategy and Environment (C Barton), Group Manager Infrastructure (A Louverdis), Senior Strategic Adviser (N McDonald), Senior Accountant (T Hughes), Manager Communications (P Shattock), Manager Administration (P Langley), and Administration Adviser (S McLean)

**8. Adoption of the Consultation Document for the Long Term Plan 2015-25 and Related Documents - continued**

The meeting resumed reviewing the tabled Council Activities document (A1328285). The Chief Executive, Clare Hadley, and Her Worship the Mayor, provided detail on further changes to the Activities text.

It was agreed the Community Art heading under the Social Activity would be changed to Public and Community Art.

Attendance: Councillor Copeland joined the meeting at 10.35am, and Councillor Acland joined the meeting at 10.36am.

It was agreed the partnership funding referred to in the Light Nelson section would be changed to 'base and partnership funding'.

There was discussion on the wording for the Nelson Arts Festival section. It was highlighted that moving to a Trust structure was financially prudent and would help to access other forms of funding support.

It was agreed the reference to 'per year' would be deleted in the second sentence of the Community Assistance section.

Her Worship the Mayor provided councillors with updates to the Rutherford Park Development and Trafalgar Centre sections of the Parks and Active Recreation Activity.

In response to a question, the Chief Executive, Clare Hadley, advised funding for re-roofing the Trafalgar Centre was included in the \$9.5 million budget for seismic strengthening as the roof was associated with a possible solution. She said the tiered stadium seating was not included in the seismic strengthening budget.

It was suggested a comment could be added to the Trafalgar Centre section regarding the strengthening information Council was waiting on, which could then impact options during final decision making on the Long Term Plan 2015-25.

It was agreed a sentence would be added to the Stoke Youth Park section being: 'This is an important project to consider in the context of other developments in central Stoke including the Greenmeadows redevelopment.'

There was discussion on the renewal of a bridge in the Brook Waimarama Sanctuary. Group Manager Infrastructure, Alec Louverdis, advised that funding for the bridge renewal would be reviewed as a potential carry forward at the end of the financial year.

It was noted a spelling error would be corrected in the service levels table for Parks and Active Recreation.

In response to a question on the service levels table in the Social Activity, Mrs Hadley advised the arts and community events measure would be corrected to read 'attendance levels'.

In response to an earlier question, Mrs Hadley advised the increase in payments to staff and suppliers under the Environmental Activity was related to the Nelson Plan, Nelson Nature, the insulation programme and joint landfill work. She added that joint landfill also provided an offset in increased income.

Resolved

***AND THAT the Activity Summaries (A1328285) with amendments be received and adopted as supporting information for the Consultation Document as required by section 93 G of the Local Government Act 2002;***

Her Worship the Mayor/Barker

Carried

Her Worship the Mayor tabled an updated Consultation Document on the Long Term Plan 2015-25 (A1331246) and summarised changes that would be made.

Resolved

**AND THAT the Long Term Plan 2015-25 Consultation Document (A1331246) with amendments be adopted for a public submission process to run from 26 March to midday on 28 April 2015;**

**AND THAT the Mayor and Chief Executive be delegated to make any necessary minor editorial amendments prior to the documents being released for public consultation.**

Matheson/Barker

Carried

## **9. Administrative Matters – Further Information**

Document number A1332492, late item A1333203 refers.

Manager Administration, Penny Langley presented the report.

Ms Langley confirmed the Making Good Decisions courses which had already been funded from individual councillor training budgets would be reassigned to the additional training budget.

Resolved

**THAT the report Administrative Matters – Further Information (A1332492) be received;**

**AND THAT the costs of Resource Management Act Making Good Decisions training be funded from the additional training budget rather than the individual elected members training budgets for the current triennium.**

Lawrey/Noonan

Carried

There being no further business the meeting ended at 12.14pm.

Confirmed as a correct record of proceedings:

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

## Public Status Report – Council 30 April 2015

Date of meeting/Item	Action Resolution	Officer	Status
2/4/2013 - Council Nelson Gondola and Adventure Park: Feasibility Study	<p><u>THAT</u> the Nelson Cycle Lift Society Incorporated be granted \$15,000 towards a feasibility study for the establishment of a gondola and adventure park, subject to the Cycle Lift Society:</p> <ul style="list-style-type: none"> <li>• funding the remaining costs of the feasibility study;</li> <li>• undertaking to provide Council with the results of the feasibility study by 31 December 2013;</li> </ul> <p><u>AND THAT</u> it be noted that Council has neither considered nor taken a position on, the proposal for a gondola and adventure park in either of its roles as landowner and/or regulator.</p>	Chris Ward	<p><b>30/4/2015</b></p> <p>Council has signalled support in principle for the gondola concept through its LTP consultation document. The Society developing a detailed business case and has given feedback to the Brook Recreation Reserve Management Plan process. The outcomes from those processes will inform the Society's next steps.</p> <p><b>Ongoing</b></p>
19/6/2014 – Council Trafalgar Centre – Way Forward to Reopening	<p><u>AND THAT</u> Council approve up to \$450,000 to appoint a project manager, who will drive the investigation process necessary to inform the preparation of concept design and deliver first iteration plans to Council;</p>	Alec Louverdis	<p><b>30/04/2015</b></p> <p>A report tabled at this meeting updates Council on progress to date and the Early Contractor Involvement process.</p> <p><b>Ongoing</b></p>
26/6/2014 – Council Support for Nelson CBD – Winter Incentives	<p><u>AND THAT</u> the Chief Executive work with SBL to vary the contract to allow for 'wrapping' of the NBus for promotion of Nelson attractions;</p> <p><u>AND THAT</u> a focus group with CBD businesses be undertaken by officers at the end of the period to understand the value of and issues with the initiative.</p>	Clare Hadley	<p><b>30/4/2015</b></p> <p>NBus 'wrapping' matter complete from a staff point of view as no further progress can be made. Councillors Ward, Fulton and Lawrey intend to meet with SBL as agreed at Council on 19 March 2015.</p> <p>Focus group work complete.</p> <p><b>Complete</b></p>

<b>Date of meeting/Item</b>	<b>Action Resolution</b>	<b>Officer</b>	<b>Status</b>
20/11/2014 – Council Tahuna Beach Camp Incorporated Annual Report	<u>THAT</u> Council commission an external review of its three campgrounds, to understand their financial trends, and to assist in establishing a strategic direction for these properties.	Chris Ward	<b>30/4/2015</b> Matter to be reported to the Community Services Committee. <b>Referred</b>
11/12/2014 – Council Solid Waste: Regional Landfill Implementation	<u>AND THAT</u> the binding deed be brought back to Council before signing for ratification; <u>AND THAT</u> in line with the 20 November 2014 resolution, further work be undertaken in 2015 to determine whether the effectiveness and efficiency of solid waste management activities can be improved across the two districts, and if so to undertake a more fundamental review of the activities;	Alec Louverdis	<b>30/4/2015</b> Drafting of deed underway. Preliminary work on effectiveness and efficiency commenced. A report will be brought back to Council in the new financial year. <b>Ongoing</b>
19/3/2015 Acquisition of Land for the Maitai/Mahitahi Walkway	<u>THAT</u> Council approve the issue of a Notice of Intention to take the freehold interest in 45m <sup>2</sup> of land comprised in Computer Freehold Register NL18/19 for a shared cycleway and pedestrian walkway, and requests the Governor General execute a proclamation taking the land and vesting it in Council for such purpose, pursuant to the Public Works Act 1981; <u>AND THAT</u> Council, by resolution, declares the land to be a reserve within the meaning of the Reserves Act 1977 to be held for local purpose (esplanade) reserve following the completion of the compulsory acquisition process.	M Homan	<b>30/4/2015</b> Work scheduled, but not yet commenced. <b>Scheduled</b>

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## **Mayor's Report**

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### **1. Purpose of Report**

- 1.1 To update Council on a number of matters.

### **2. Recommendation**

***THAT the Mayor's Report (A1342324) be received.***

### **3. Discussion**

#### **Elected Members Remuneration 2015/16**

- 3.1 The Remuneration Authority has reviewed remuneration for elected members. The Authority aims to issue a formal determination in June for the 2015/16 year.
- 3.2 The 2015/16 remuneration level for mayors and councillors has been established by:
- Re-assessing each council's size index by reference to updated population statistics and 2013/14 individual council's expenses
  - Applying the relationships established in 2014 between size indices and remuneration together with an allowance for general levels of wage growth between 2014 and 2015
  - Applying similar techniques as used in 2013 to dampen down large decreases or increases
  - Ensuring that no base councillor salaries or mayoral remuneration is reduced as a result of the above process
- 3.3 The following table shows the salaries for 2015/16. The new rates for positions of additional responsibility have been determined by the Remuneration Authority by applying the same proportional change as the base councillor salary. There is no appeal process with respect to these new rates.

<b>Position</b>	<b>2014/15</b>	<b>2015/16</b>
Mayor	\$125,350	\$130,850
Deputy Mayor	\$51,520	\$54,600
Committee Chair	\$44,711	\$47,385
Councillor	\$36,800	\$39,000
District Plan review work*	\$8,832	\$27,000

- 3.4 \* The unused District Plan review work allowances for 2013/14 and 2014/15 have been requested to be carried over into 2015/16.
- 3.5 Confirmation of the positions in Council's structure and details regarding the Mayoral vehicle will be confirmed by officers with the Remuneration Authority in time for their 30 April 2015 deadline.
- 3.6 The new salaries will take effect from 1 July 2015.

### **Helping CCS Disability Action with costs for the 80th Anniversary**

- 3.7 As part of its 80<sup>th</sup> anniversary, CCS Disability Action is designing panels that will provide visual history of the organisation, showing how it has grown and evolved over 80 years of providing service. The panels will be affixed to the front fence at their premises in Trafalgar Street.
- 3.8 Her Worship the Mayor has agreed to contribute \$200 towards this project from the Mayor's Discretionary Fund.

### **Saxton Field Working Party**

- 3.9 The Saxton Field Working Party was originally established in 2003 to coordinate the development and management of Saxton Field on behalf of Nelson City Council and Tasman District Council.
- 3.10 The Working Party has held intermittent meetings since 2008.
- 3.11 There were no Nelson City Councillors appointed to the Saxton Field Working Party after the 2013 election. Appointments to the Working Party have been made by Tasman District Council.
- 3.12 Her Worship the Mayor has asked Deputy Mayor Matheson and Councillor Rainey to progress discussions with Tasman District Council to establish the benefit of the Working Party and potential Terms of Reference.



- 3.13 The proposed Nelson City Council representatives for the Working Party are Councillors Matheson and Rainey.

#### **4. Conclusion**

- 4.1 That Council notes the updates in this report.

Rachel Reese  
**Mayor of Nelson**

#### **Attachments**

None.

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**REPORT A1343770**

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**Trafalgar Centre Reopening - Update**

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**1. Purpose of Report**

- 1.1 To provide an update on progress with the seismic assessment of the ground underlying the Trafalgar Centre and to outline progress on the Early Contractor Involvement tendering process.

**2. Delegations**

- 2.1 Council resolved in June 2014 for updates to be reported to full Council.

**3. Recommendation**

***THAT the report Trafalgar Centre Reopening - Update (A1343770) be received.***

**4. Background**

- 4.1 At its meeting 26 February 2015 Council passed the following resolution;

*THAT the report Trafalgar Centre - Evaluation of Options to Date and Approval of Early Contractor Involvement (A1317937) and its attachments (A1314722, A1319283, A1319301, A1319308, A1319163, and A345448) be received;*

*AND THAT Council implement its health and safety obligations by focusing the structural strengthening on minimising collapse of the building structure and thereby essentially taking all reasonably practical steps to ensure that no harm should befall persons at, or in the vicinity of the Trafalgar Centre during the event of an earthquake;*

*AND THAT Council progress with the detailed design and construction phases utilising an Early Contractor Involvement procurement option to engage a contractor to provide practical and innovative input;*

*AND THAT Council receive a further update report and approve the selection of the preferred contractor at its meeting on 30 April 2015.*

- 4.2 This report outlines how these resolutions are being implemented.

## 5. Seismic Hazard Study

- 5.1 The ground assessments undertaken by Council to date have followed the code-based earthquake loadings. These type of assessments are considered standard practice for normal buildings at sites around New Zealand to determine the appropriate earthquake loading for the given site location. However the outcome of these assessments has resulted in the need for significant ground improvements.
- 5.2 In order to assess to robustness of these outcomes, Council has decided to undertake further ground assessment utilising a specific seismic hazard analysis for this site. This seismic hazard analysis builds on the code-based loading assessments undertaken to date. It should be noted that the information and investment collated by Council to date is very relevant and is not superfluous.
- 5.3 The seismic hazard assessment incorporates the latest understanding of earthquake risk specific to the ground underlying the Trafalgar Centre. It is being coordinated and undertaken by Arup New Zealand Ltd. It comprises two main phases; Factual Investigation and Interpretation and Analysis.

### Phase 1 – Factual Investigation

- 5.4 The factual investigation gathers additional site specific data with the aim of improving the characterisation of the ground strata at the site. This information will be used in assessing the liquefaction hazard. It incorporates;
- Direct seismic testing – this was undertaken on site by Fugro Monday 23 March to Wednesday 25<sup>th</sup> March 2015. It involved seismic down hole testing coupled with penetration tests.
  - Site specific seismic hazard assessment – due to the reduction in seismic loadings in the latest hazard models for Nelson compared to earlier studies that informed the codes, a site specific study be conducted to clarify the current seismic hazard at the site. GNS undertook this aspect of the factual investigation.

### Phase 2 – Interpretation and Analysis

- 5.5 This phase initially characterises the soil profile across the site. This is a specific characterisation and does not use code-based assumptions on ground strata.
- 5.6 The information is then used to develop a model of the ground to determine responses during various earthquake scenarios.
- 5.7 A site response analysis is then undertaken to derive surface ground motions that can be used in the structural analysis. It also assesses peak-shear stress profiles to determine liquefaction triggers. Sensitivity checks are undertaken to assess the impacts of higher ground motions on liquefaction triggering and resulting effects.

- 5.8 All the information and the developed model are re-assessed to determine the liquefaction and lateral spreading hazard arising from the loadings.
- 5.9 The results will then be assessed against the current building foundations and above ground structural components to determine the scope and degree of strengthening required.

### **Seismic Analysis Programme**

- 5.10 The seismic hazard analysis has been programmed to take 8-9 weeks. Week 1 started 23 March 2015, which means that week 9 is week starting 11 May 2015. The programme tasks are outlined as follows;
- Preliminary Seismic Hazard Assessment (weeks 1-4);
  - The selection and matching of ground motion recordings (week 4);
  - Ground Investigation (weeks 2-3);
  - Factual reporting (weeks 3-5);
  - Site response analysis (weeks 5-6);
  - Liquefaction assessment (weeks 7-8);
  - Assessment of effects (weeks 8-9);
  - Reporting (week 9).
- 5.11 It is intended that once the contractor has been engaged that the initial detailed design phases will incorporate some of the initial findings of the seismic hazard assessment.

## **6. Early Contractor Involvement Process**

### **Objective, Stages and Timetable**

- 6.1 Council has resolved to seismically strengthen and upgrade some components of the Trafalgar Centre through an Early Contractor Involvement (ECI) process. The primary reason for this process is to have the Contractor involved early in the project development, so it can assist in the project design, with a view to achieving greater cost effectiveness and cost certainty in construction. It is intended the contractor also expedites overall delivery but this is dependent on the outcome of the total out-turn cost evaluation and available funding.
- 6.2 The ECI process comprises two separate stages; stage 1 is developed and detailed design with stage 2 being the construction. Council has the discretion not to proceed to the second stage with the Contractor.
- 6.3 The tendering timetable was as follows;
- Tenders called - Thursday 19<sup>th</sup> March 2015;
  - Individual Tender Meetings - During week commencing 6 April 2015;
  - Tender Enquiries – No later than Friday 10<sup>th</sup> April 2015;
  - Tenders closed – 4:00pm Wednesday 15 April 2015.

## **Tender Evaluation and Progression through Separate Stages**

- 6.4 The tender evaluation identified a preferred tenderer. The preferred tenderer was the tenderer that achieved the highest score in the non-priced attribute phase of the evaluation.
- 6.5 Council has undertaken initial negotiations for the delivery of Stage 1 - Developed and Detailed Design. These are almost complete. The basis of the negotiations were around preliminary and general items (P&G), margins and charge out rates for the delivery of Stage 1.
- 6.6 Once negotiations for the delivery of Stage 1 are successfully concluded, Council will award the contract. At this stage the scope of the contract is limited to Stage 1.
- 6.7 During Stage 1 Developed and Detailed Design, the Contractor will become part of the design team reviewing the technical information, optioneering and developed the detail design.
- 6.8 The other members of the design team will comprise representatives of Holmes Consulting, Arup NZ Ltd, ISJ Architects, RLB Quantity Surveyors, Opus Project Manager and Council Consulting Engineer.
- 6.9 The Quantity Surveyor will develop a schedule of quantities based around the final design. The Contractor shall price this schedule. The Quantity Surveyor shall also undertake a due diligence exercise on the priced schedule to confirm fair value. This process may involve negotiations with the contractor to review/optimize methodology and prices to ensure fair value is attained.
- 6.10 The priced schedule shall form the detailed basis for the establishment of either a Guaranteed Maximum Price (GMP) or a Targeted Out-turn Cost (TOC). This will be confirmed during the Stage 1 process. At this stage Council has reserved the right to seek alternative pricing models if considered necessary.
- 6.11 Once the final price has been finalised it will be presented to Council for a final decision. Progression to Stage 2 Construction will be at Council's absolute discretion and will depend on (amongst other things), the satisfaction of the Contractor's GMP or TOC, the performance of the Contractor during Stage 1 and Council funding.
- 6.12 Council may also at its absolute discretion open up Stage 2 to competitive quotes from other providers.
- 6.13 Progression through Stage 1 and then the transition from Stage 1 to Stage 2 relies on a high level of commitment and partnering between Council and the Contractor. This must include commercial openness, an ability from both parties to assess and apportion risk and the ability to demonstrate value for money for Council.

## **Tender Composition**

- 6.14 The tenders comprise two separate portions. Each has to be submitted in two separate envelopes. The separate portions are:
- Non Price Attribute Proposal (covering Relevant Experience/Track Record, Relevant Skills, Resources and Methodology);
  - Price Proposal (consisting of proposed rates for Stage 1, and a proposed percentage for on-site and off-site overheads and profit to be used for Stage 2).
- 6.15 The tenders were evaluated according to Brookes Law. The tenderer with the highest score in the non-price attribute assessment was nominated as the preferred tenderer. Its priced envelope was then be opened.
- 6.16 Council then met with the preferred tenderer and reviewed the contents of the priced envelope. Further clarification was sought and negotiations undertaken over certain aspects. The aim to ensure openness and fair value for the work proposed from the preferred tenderer. If agreement is reached with the preferred tenderer then all the other unopened envelopes are returned to the unsuccessful tenderers.
- 6.17 However if agreement is not reached with the preferred tenderer then it loses its preferred tenderer status and the tenderer can no longer be involved in the process. The tenderer with the next highest score in the non-priced attribute assessment becomes the preferred tenderer and the same process is followed until agreement is reached and a tenderer can be engaged as the Council's Contractor.
- 6.18 The negotiations with the preferred tenderer are still ongoing. A report outlining the tenders received, the outcome of the tender evaluation (preferred tenderer identified) and the outcomes of the negotiations are the subject of a confidential report being considered by Council (Public Excluded) at its meeting 30 April 2015.

## **7. Assessment of Significance against the Council's Significance Policy**

- 7.1 This decision is not a significant decision in terms of the Council's Significance Policy.

## **8. Alignment with relevant Council Policy**

- 8.1 This report is in line with Council's position of re-opening the Trafalgar Centre.
- 8.2 The Draft Long Term Plan 2015-25 includes \$9.5 million for the reopening of the Trafalgar Centre.

## **9. Consultation**

- 9.1 Council signalled its intention to re-open the Centre as part of its 2014/15 Annual Plan. Council has also included the project in the Draft Long-Term Plan 2015-25.

## **10. Inclusion of Māori in the decision making process**

- 10.1 There has been no consultation with Maori.

## **11. Conclusion**

- 11.1 The seismic hazard assessment has been committed and the findings will be delivered around mid-May.
- 11.2 The Early Contractor Involvement Process has progressed to a point where negotiations are being undertaken with the preferred tenderer. This is the subject of a separate report being confidentially considered by Council on 30 April 2015.

R J Kirby  
**Consulting Engineer**

## **Attachments**

Nil

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## **Rutherford Park Upgrade – Roading and Carparking**

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### **1. Purpose of Report**

- 1.1 To consider the option of completing the roading and carparking parts of the Rutherford Park Concept Development Plan in time for the reopening of the Trafalgar Centre scheduled for early 2016.

### **2. Delegations**

- 2.1 The Council has the authority to make a decision on this project.

### **3. Recommendation**

***THAT the report Rutherford Park Upgrade – Roading and Carparking and its attachments A1205436 and A1344245 be received;***

***AND THAT the amendments to the Concept Plan July 2013 (A1205436) be approved and the Amended Concept Plan April 2015 (A1344245) be adopted;***

***AND THAT approval be given to initiate detailed design and consenting work for the roading and carpark components of the Concept Plan April 2015, with the intention of completing the works concurrently with the Trafalgar Centre Project;***

***AND THAT some of the budget allocated in the Long Term Plan 2015/25 be brought forward to cover costs associated with progressing this project in 2014/15.***

### **4. Background**

- 4.1 In 2011, Council initiated design work on Rutherford Park, Trafalgar Park and the Maitai Walkway. This work culminated in the development of the *Rutherford and Trafalgar Parks and Maitai Walkway Concept Development Report*. The concept design outlined in this report was developed from the Rutherford and Trafalgar Park Reserves Management Plan 2010 and The Heart of Nelson strategy.



- 4.2 At its meeting 18 July 2013, Council considered the Rutherford and Trafalgar Parks Development Plan. Council adopted numerous resolutions outlining amendments to the concept plan. The only amendment that impacts on the scope of this report was that the car parking provision as included in the Development Plan be retained (Item 1.5). Council then resolved;
- THAT the Rutherford and Trafalgar Parks Development Plan, as amended by decisions at the 18 July 2013 Council meeting, be adopted (Item 1.12).
- 4.3 The Concept Plan (A1205436) that was included as part of the Development Plan adopted by Council in July 2013 is attached.
- 4.4 The Rutherford and Trafalgar Parks project was included in the Long Term Plan 2012/22, with detailed design in 2012/13 budget \$109,000, and construction in 2015/16 budget \$1.674m.
- 4.5 The Annual Report 2012/13 shows the planned spend for this project did not take place, and includes a total of \$271,000 carried over from 2011/12 (\$162,000) and 2012/13 (\$109,000).
- 4.6 The Annual Plan 2013/14 deferred the project to the Long Term Plan 2015/25.

## **5. Proposal**

- 5.1 The detailed design phase for the reopening of the Trafalgar Centre is currently underway. At this stage the intention is to have this work completed and the facility opened in February 2016.
- 5.2 There is an opportunity for Council to implement the roading and carparking components of the Rutherford Park Concept Plan concurrently with the work being undertaken on the Trafalgar Centre.
- 5.3 Completing the works to meet the February 2016 deadline is a challenge. It will require the project phasing to be condensed significantly. There is a risk that the deadlines cannot be met if work is not started immediately. If work was delayed until the Long-Term Plan comes into effect (July 2015) then that would not allow sufficient time to obtain consents, complete detailed design, engage a contractor and complete construction. Normally the preliminary work would be undertaken in the preceding year that the construction is undertaken.
- 5.4 There is therefore a need to commit this work now. The timeframe will still be very tight however if we initiate this earlier than July 2015 then there is a chance of meeting the deadline.
- 5.5 The likely expenditure that will be incurred prior to 30 June 2015 is likely to be \$50-\$70,000. It is therefore requested that approval be given to bring forward some of the budget allocated in the LTP 2015/25 to cover this expenditure.

## 6. Scope of Work

- 6.1 The main driver of the scope of work within Rutherford Park is the desire for clear access to and parking for the Trafalgar Centre. This includes improved aesthetics of Rutherford Park and linking the park to the recently developed Maitai walkway.
- 6.2 The scope of work would be confined to roading and car parking plus levelling and grassing the surrounding areas that are disturbed during construction. The other aspects of the concept plan such as walkways, cycleways, public toilets and landscaping are proposed to be undertaken in subsequent years as originally planned and outlined in the Long-term Plan.
- 6.3 The scope of work will reduce the number of sealed and marked parking spaces at the Trafalgar Centre, however it will still meet resource consent requirements for the amount of available parking spaces. Overflow parking for major events will be available on the grassed event lawns.
- 6.4 The existing single exit through Paru Paru Road to Halifax Street will be retained, and there will be improved arrangements to control flow of vehicles through traffic lights at the junction with Halifax Street.
- 6.5 The Nelson Smallbore Rifle Club and the Community Arts buildings will be retained at this time to allow for alternative accommodation to be arranged.
- 6.6 An area will be provided for petanque which will cater for both club and public use.

## 7. Estimates

- 7.1 The implementation of the Concept Plan has been estimated at \$3.1 million. The works have been scheduled to be undertaken over the next few years as follows;
- 2015/16 – \$1,900,000 (roads, car parks, and lawns)
  - 2016/17 – \$ 300,000 (cycleways/walkways)
  - 2017/18 – \$ 500,000 (public toilets, landscaping)
  - 2018/19 – \$ 0
  - 2019/20 – \$ 400,000 (Saltwater Creek esplanade area)
- Total \$3,100,000**
- 7.2 The operating costs are not expected to increase significantly from current costs for the car park, roading, cycleway, and grassed areas. There may be additional trees that need pruning.
- 7.3 Draft estimates indicate that the \$1,900,000 included in the Draft Long Term Plan 2015/25 would be sufficient to complete the roading, parking and paving on the eastern side of the Trafalgar Centre.

## 8. Concept Plan

- 8.1 The timing of these works means that the original Concept Plan July 2013 will need to be modified. The modifications are largely to incorporate;
- The rerouting of Paru Paru Road around the small-bore rifle club/community arts building. The relocating of the tenants, the planning, consenting and removal of this building cannot be undertaken during the timeframe outlined.
  - Relocating the carpark at the northern end of Rutherford Park to utilise as much of the current carpark as possible to minimise construction costs.
- 8.2 With these adjustments the amended Concept Plan April 2015 (A1344245) as attached largely retains the intent of the original Concept Plan July 2013.
- 8.3 It should be noted that the concept plan has been configured to support the entrance to the Trafalgar Centre be on the eastern side. The decision on the location of the entrance to the Trafalgar Centre has not been made yet and is likely not to be made until the final design and cost for the Trafalgar Centre has been confirmed. This is likely to be in late June 2015.
- 8.4 The Trafalgar Centre deliberations may retain the entrance on the western side. There would need to be some modifications made to the road and paving to link better with the entrance on the western side. The remainder of the carparking and road in the concept plan would not be affected.

## 9. Procurement

- 9.1 As outlined in this report it is intended that this work be undertaken concurrently with the work on the Trafalgar Centre.
- 9.2 Council is currently in the process of engaging a contractor for the Trafalgar Centre Project. Although the contractor for the physical works component is likely not to be confirmed until late June early July, it is advantageous if this work was included in the same contract.
- 9.3 There are two main advantages with this option. Firstly there would be only one contractor on site so that would cover off demarcation, administrative and health and safety aspects. Secondly it will save time in the tendering and evaluation for these works.
- 9.4 It is therefore proposed that the procurement of the Rutherford Park works be included in the scope of works for the Trafalgar Centre project. Council does not need to make a decision on this aspect of the proposal until both projects are at the point of confirming the contract for the physical works. This is likely to be late June early July 2015.

## **10. Alignment with relevant Council Policy**

- 10.1 In 2010 Council adopted the Rutherford and Trafalgar Parks Reserve Management Plan. The Concept Plan July 2013 for Rutherford Park is aligned with the Reserve Management Plan.

## **11. Assessment of Significance against Council's Significance and Engagement Policy**

- 11.1 This is not a significant decision under the Council's Significance and Engagement Policy.

## **12. Consultation**

- 12.1 The consultation was undertaken during the development of the Rutherford and Trafalgar Parks Reserve Management Plan. This project is aligned with that Reserve Management Plan.

## **13. Inclusion of Māori in the decision making process**

- 13.1 There has been no specific consultation with Maori outside of the normal annual plan process and the process followed in the development of the Rutherford and Trafalgar Parks Reserve Management Plan.

## **14. Conclusion**

- 14.1 The Council would like to complete the roading and carparking upgrade of Rutherford Park concurrently with the strengthening and upgrading of the Trafalgar Centre.
- 14.2 In order to optimise tight timeframes, Council needs to initiate preliminary work on this project prior to July 2015 when the funding in the Long-term Plan becomes available.
- 14.3 There have been some amendments to the original Concept Plan July 2013 which largely comprises re-routing Paru Paru Road and utilising as much of the current carpark as possible in the northern end of the park.
- 14.4 The roading and paving on the eastern side of the Trafalgar Centre as shown in the concept plan may need to be modified if the main entrance to the Trafalgar Centre remains on the western side.

R J Kirby  
**Consulting Engineer**

Andrew Petheram  
**Parks and Facilities Asset Planner**

## **Attachments**

Attachment 1: Concept Plan July 2013 [A1205436](#)

Attachment 2: Amended Concept Plan April 2015 [A1344245](#)

## THE CONCEPT PLAN



- 1 Central Pedestrian Spine
  - 1A Pedestrian Spine further consideration required
  - 2 Paru Paru Road - Park Boulevard
  - 2A Paru Paru Road - Potential future extension
  - 3 Flexible events lawns
  - 4 Maitai Walkway - River Promenade
  - 5 Point Park marking old shoreline with stone seating wall and estuary edge gardens
  - 6 Small scale events - sculpture lawn
  - 7 Flexible performance, and temporary sculpture space
  - 8 Playscape - children's landscaped playground with toilet, public toilet / changing facility adjacent
  - 9 Playscape - youth play & skate park - further work required to determine optimum location
  - 10 Croquet Courts
  - 11 Halifax Street & Anzac Park Pedestrian Connections
  - 12 Selkwater Creek edge enhancement & pathway
  - 13 Moller Fountain parkland
  - 14 Trafalgar Centre with Northern Extension and East Entry, Foyer Gallery
  - 15 Multi-use plaza accommodating service events space/parking
  - 16 Trafalgar Centre drop off
  - 17 New landscaped car parks - potential alternative, youth play location, with carpark at C
  - 18 The Landing including improved small boat launching
  - 19 New footpath & river walkway with boardwalk, deck access & outlook to Maitai River edge
  - 20 Multi functional community facilities
  - 21 Trafalgar Park river edge flexible events space
  - 22 Estuarine ecological gardens including boardwalk, islands and bird hide
  - 23 Kinzett Terrace flexible events lawn
  - 24 Nelson gateway sculpture
  - 25 Boardwalk - Pier
  - 26 New eastern Grandstand & Multi functional recreation facility
  - 27 Boardwalk to Peace Grove and Haver Holes
  - 28 Railway society future station and line from Founders Heritage Park
  - 29 Potential future tennis courts - 4
  - 30 Potential future path in front of Trailways
- New building
  - Existing building
  - Existing tree
  - New trees
  - Lawn
  - Landscape
  - Vehicle path and footpath
  - Boardwalk - Bridge - Deck



## KEY - PLAN DESCRIPTION

- 1 Future Central Pedestrian Spine
- 1a Possible Future Pedestrian Spine - further consideration required
- 2 Paru Paru Road - Park Boulevard
- 3 Flexible events lawns
- 4 Maitai Walkway River Promenade
- 5 Point Park marking old shoreline with stone seating wall and estuary edge gardens
- 6 Possible future sculpture lawn
- 7 Flexible Petanque, performance, and temporary sculpture space
- 8 Future Proposed Playscape - Childrens landscaped playground
- 9 Future Proposed Playscape - Youth play
- 10 Croquet courts
- 11 Halifax and Anzac Park Connections
- 12 Saltwater Creek edge & pathways
- 13 Moller fountain and parkland
- 14 Trafalgar Centre
- 15 Multi use plaza accommodating service, events space/drop off
- 16 Trafalgar Centre drop off
- 17 Revised carpark Layout
- 18 The Landing including improved small boat launching
- 19 Possible future bus drop off area/shelter
- 20 Carpark lawn (approx 50 carparks)
- 21 Rifle Club/ Community Art Works
- 22 Potential future tennis courts
- 23 Future court pavillion
- 24 Proposed public toilets
- 25 Squash Club

## KEY - GENERAL

- New buildings
- Existing buildings
- Shrub planting
- Existing trees to remain
- Proposed trees
- Lawn
- Proposed mounds
- Proposed paved areas
- Potential raingardens
- Play spaces
- Seating
- Bridges (existing)
- Sculptures
- Litter Bins

## NOTES

This plan is for consultation purposes only and shall not be used for construction.

Roading layout and dimensions are subject to confirmation by a suitably qualified engineer.

All existing and proposed elements are subject to onsite survey

SCALE: 1:10000 A2

DATE: 16/04/2015







## KEY - PLAN DESCRIPTION

- 1 Future Central Pedestrian Spine
- 1a Possible Future Pedestrian Spine - further consideration required
- 2 Paru Paru Road - Park Boulevard
- 3 Flexible events lawns
- 4 Maitai Walkway River Promenade
- 5 Point Park marking old shoreline with stone seating wall and estuary edge gardens
- 6 Possible future sculpture lawn
- 7 Flexible Petanque, performance, and temporary sculpture space
- 8 Future Proposed Playscape - Childrens landscaped playground
- 9 Future Proposed Playscape - Youth play
- 10 Croquet courts
- 11 Halifax and Anzac Park Connections
- 12 Saltwater Creek edge & pathways
- 13 Moller fountain and parkland
- 14 Trafalgar Centre
- 15 Multi use plaza accommodating service, events space/drop off
- 16 Trafalgar Centre drop off
- 17 Revised carpark Layout
- 18 The Landing including improved small boat launching
- 19 Possible future bus drop off area/shelter
- 20 Carpark lawn (approx 50 carparks)
- 21 Rifle Club/ Community Art Works
- 22 Potential future tennis courts
- 23 Future court pavillion
- 24 Proposed public toilets
- 25 Squash Club

## KEY - GENERAL

- New buildings
- Existing buildings
- Shrub planting
- Existing trees to remain
- Proposed trees
- Lawn
- Proposed mounds
- Proposed paved areas
- Potential raingardens
- Play spaces
- Seating
- Bridges (existing)
- Sculptures
- Litter Bins

## NOTES

This plan is for consultation purposes only and shall not be used for construction.

Roading layout and dimensions are subject to confirmation by a suitably qualified engineer.

All existing and proposed elements are subject to onsite survey

SCALE: 1:1000@ A2

DATE: 16/04/2015

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**Minutes of a meeting of the Planning and Regulatory Committee  
to hear submissions to the Draft Urban Environments Bylaw**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 12 March 2015, commencing at 9.02am.**

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Present: Councillors B McGurk (Chairperson), I Barker, R Copeland, K  
Fulton (Deputy Chair), M Lawrey, M Ward and Ms Glenice  
Paine.

In Attendance: Group Manager Strategy and Environment (C Barton),  
Manager Planning (M Heale), Manager Community  
Partnerships (S Hermesen), Kaihautu (Geoff Mullen), Manager  
Communications (Paul Shattock), Manager Administration (P  
Langley), and Administration Adviser (F O'Brien)

Apologies: Her Worship the Mayor R Reese, Councillor E Davy

**1. Apologies**

Resolved

***THAT apologies be received and accepted from  
Her Worship the Mayor and Councillor Davy.***

McGurk/Lawrey

Carried

**2. Confirmation of Order of Business**

There were no changes to the order of business.

**3. Interests**

There were no updates to the Interests Register, and no interests with  
agenda items were declared.

**4. Submissions**

**4.1 Youth Council**

Youth Councillors thanked the Council for the opportunity to speak and  
discussed the results of the survey they carried out (A1314974).



In answer to a question, Youth Councillors clarified that they did not cover the subject of cat desexing in their survey but focused on registration.

In answer to a further question, Youth Councillors said that the survey was conducted in late February and information was collected in person, online through survey monkey and Facebook.

#### 4.2 Nelson Police

Stephen Savage, Sergeant of the Nelson Police gave a presentation (A1327108) and spoke to his tabled document (A1327105).

Sergeant Savage clarified that calls for service during the day were substantially higher than the evening as there was no daytime liquor ban in place.

He discussed that there were clear side loading areas within the liquor ban area which resulted in bottles and debris being left behind and increased risk for business owners. He suggested that there be an extension to the area and hours in which the ban was valid for.

In answer to a question, Sergeant Savage advised that if a 24 hour liquor ban was implemented in Victory Square alone, then the issue would most likely migrate to Wigzell Park.

In answer to a question Sergeant Savage clarified that there were very few measures the Police could take if those drinking alcohol were not committing an offence. He confirmed that officers educate those drinking when caught for a first time but would issue a fine if caught a second time. He added that the Police wished to promote responsible drinking and each situation would be dealt with on a case by case basis.

Sergeant Savage highlighted the extended areas that he suggested the liquor ban cover.

#### 4.3 Carolyn and Raymond Necklen

Mr and Mrs Necklen, as new residents bordering Wigzell Park, described the prolonged daytime sessions where drinking alcohol and antisocial behaviour occurred, often resulting in litter problems.

#### 4.4 Brian Say and Amanda Stevens

Brian Say and Amanda Stevens, on behalf of Blind Citizens New Zealand, spoke in support of the proposal to widen footpath clearance to 2 metres.

Mr Say suggested that sandwich boards were not moved to kerbsides as proposed but instead to focus on the issue of clutter on footpaths. Mr Say noted that in the last 5-7 years, there had been additions to the footpaths such as seats, trees, food outlets and bicycle racks. He

questioned the benefit of moving sandwich boards if tables and chairs would remain outside cafes.

Mr Say suggested that a small working group be established to include Council and Blind Citizens New Zealand to move towards the elimination of sandwich boards and discuss other path related issues.

Ms Stevens described various cities which she believed promoted high quality pedestrian environments and emphasised the importance of accessibility to all. Regarding sandwich boards she noted that the most accessible cities had removed sandwich boards or demanded registration so rules could be enforced around them.

Ms Stevens discussed Standard 4121, cited in the New Zealand Building Act 2004 which related to access to buildings. She noted that obstacles on footpaths cause undue stress on shoppers and greatly affect the retail environment. She suggested bus stops and car parks as an alternative advertising medium to sandwich boards.

In answer to a question, Ms Stevens noted that her preference would be for sandwich boards to stay where they were as movement would require additional adjustment for the visually impaired.

## **5. Councillor Queries**

Councillors requested clarity and additional information in advance of the Planning and Regulatory Committee meeting to deliberate on submissions to the Urban Environments Bylaw 2 March 2015.

- 5.1 Councillors queried whether consultation would need to take place if the CBD liquor ban was extended.
- 5.2 A clear map was requested of the suggested liquor ban area following Sergeant Savage's submission.
- 5.3 It was also queried whether the Victory Square area should cover the surrounding shops and streets and how far into private property the ban extended.
- 5.4 It was requested that other councils' approach to sandwich board advertising subject be considered.
- 5.5 It was also queried what penalty was in place for business' positioning sandwich boards in the middle of the footpath and if fines were indeed implemented, then whether this could be publicised.
- 5.6 Councillors queried whether all roads would be able to comply with the 2 metre footpath proposal.

There being no further business the meeting ended at 10.19am.

Confirmed as a correct record of proceedings:

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

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## Minutes of a meeting of the Works and Infrastructure Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 26 March 2015, commencing at 9.02am**

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Present: Councillor E Davy (Chairperson), Councillors I Barker, R Copeland, M Lawrey, G Noonan, and T Skinner

In Attendance: Councillors P Matheson, and M Ward, Group Manager Infrastructure (A Louverdis), Manager Communications (P Shattock), Manager Administration (P Langley), and Administration Adviser (G Brown)

Apologies: Her Worship the Mayor R Reese and Councillor L Acland

### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
Her Worship the Mayor and Councillor Acland.***

Davy/Lawrey

Carried

### 2. Confirmation of Order of Business

Document number A1335154

The Chairperson advised the Committee that there was one late item which councillors needed to resolve to consider as part of the meeting.

Resolved

***THAT the item regarding Saxton Creek upgrade  
– Procurement of construction services 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 procurement of  
construction services in a timely manner.***

Davy/Lawrey

Carried

### **3. Interests**

There were no updates to the Interests Register, and no interests with agenda items were declared.

### **4. Public Forum**

#### **4.1 Maitai Shared Path**

Charmian Koed spoke about the Maitai Shared Path Collingwood Street to Nile Street redesign.

Ms Koed spoke to the tabled document A1334642.

In response to a question, Ms Koed said that there was no need to widen the path between Collingwood and Nile Street as people were happy to move over and bikes could utilise Domett Street.

In response to a further question, Ms Koed said that she was comfortable with the width of the shared path outside River Kitchen cafe, however, she would rather leave the shared path from Collingwood Street to Nile Street in its current state.

#### **4.2 Shared Pathways**

Angela Fitchett and Helen Webber spoke about the interactions of walkers and cyclists on shared paths.

Ms Fitchett informed the Committee that she found the general behaviour of cyclists on shared paths unacceptable and that cyclists approach pedestrians faster than cars. She added that in some overseas countries there was a walking side and a cycle side on paths.

Ms Fitchett said to the Committee that the shared path between Monaco and the Honest Lawyer was used by cyclists and at times pedestrians chose to walk on the road.

Helen Webber said that there was a large population of older people in Stoke, and she believed their needs were not being met in relation to shared paths. She said that there were many cyclists on the railway reserve and due to negative experiences she now walked at Isel Park.

In response to a question, Ms Webber said that increased public education in relation to shared paths could resolve these issues.

### **5. Confirmation of Minutes – 12 February 2015**

Document number A1312332, agenda pages 6-10 refer.

Resolved

***THAT the minutes of a meeting of the Works and Infrastructure Committee, held on 12 February 2015, be confirmed as a true and correct record.***

Davy/Barker

Carried

**6. Status Report – Works and Infrastructure Committee 26 March 2015**

Document number A1150321, agenda pages 11 refers.

In response to a question, Group Manager Infrastructure, Alec Louverdis said that the Highland Pipe Band had secured a temporary alternative location to replace the Highland Pipe Band Hall. However, negotiations were underway in relation to a long term solution. He added that it was still anticipated that the Highland Pipe Band Hall would be demolished by the end of June 2015.

Resolved

***THAT the Status Report – Works and Infrastructure Committee 26 March 2015 (A1150321) be received.***

Lawrey/Skinner

Carried

**7. Chairperson's Report**

The Chairperson spoke about shared paths and that they required a partnership between pedestrians and cyclists to be successful. He added that cyclists should only be using areas that were clearly marked 'shared path'.

There was general support for a delineation line of shared paths that clearly identified the cyclists and pedestrian areas along with taking an educational approach.

It was discussed that shared paths were predominantly aimed at non confident riders.

It was highlighted that when considering the Collingwood Street to Nile Street shared path, too much infrastructure could potentially remove the aesthetic appeal of the area.

It was noted that currently no work was being conducted on the Collingwood Street to Nile Street shared path as further data was being compiled.

## BUILDINGS

### 8. Council Owned Earthquake Prone Buildings – Earthquake Assessment Update #3

Document number A1290584, agenda pages 12-24 refer.

Team Leader Engineer, Mel Large presented the report.

In response to a question, Group Manager Infrastructure, Alec Louverdis informed the Committee that the purchase of the Four Seasons and Reliance buildings was part of a strategic land purchase by the Council.

In response to a question, Mr Louverdis said that the officer's report dealt with only critical structural weaknesses which were needed for safety reasons.

In response to further questions, Mr Louverdis said that an overall assessment of all Council buildings was required and would be completed by June 2015, and then long term plans for all earthquake prone buildings could be established. He said that the approximate rough costs for demolishing the Hunting and Fishing, and Four Seasons buildings could be between \$80,000 and \$120,000. He added that there were other locations that could be used for Council storage.

In response to a question, Mr Louverdis said that once the critical structural weaknesses were addressed, the buildings could be used again and potentially leased out if Council decided to do so.

In response to a further question, Mr Louverdis said that now that the State Advances building was no longer deemed to be earthquake prone that there was the possibility of receiving a more positive response if expressions of interest were called for again.

Councillor Davy moved and Councillor Lawrey seconded the recommendation in the officer's report:

Recommendation

*THAT the report Council Owned Earthquake Prone Buildings – Earthquake Assessment Update #3 (A1290584) and its attachments (A573820, A573853, A573921 and A1252682) be received;*

*AND THAT funding is brought forward from the 2015/16 financial year to address the critical structural weaknesses at the old Hunting and Fishing Building (81 Achilles Avenue) at an estimated cost of \$15,000 to mitigate the risk of the south wall collapsing;*

*AND THAT funding is brought forward from the 2015/16 financial year to address the critical structural weaknesses at the Four Seasons Building(250 Haven Road) at an estimated cost of \$10,000 to mitigate the risk of the southern end of the building collapsing;*

*AND THAT Council note that no work will be undertaken on the Woodturner Building at this stage as the building is not expected to collapse or cause serious injury during a moderate earthquake event.*

A concern was raised in relation to the number of empty Council owned buildings and the related lack of revenue. It was suggested that some buildings should be demolished.

Attendance: The meeting adjourned from 10.08am until 10.12am.

The mover proposed the following changes:

Recommendation

*THAT the report Council Owned Earthquake Prone Buildings – Earthquake Assessment Update #3 (A1290584) and its attachments (A573820, A573853, A573921 and A1252682) be received;*

*AND THAT Council note that no work will be undertaken on the Woodturner Building at this stage as the building is not expected to collapse or cause serious injury during a moderate earthquake event.*

Recommendation to Council

*THAT funding is brought forward from the 2015/16 financial year to demolish the old Hunting and Fishing Building (81 Achilles Avenue) in the current financial year;*

*AND THAT funding is brought forward from the 2015/16 financial year to demolish the Four Seasons Building (250 Haven Road) in the current financial year.*

Attendance: The meeting adjourned from 10.20am until 10.23am.

In accordance with Standing Order 3.9.3, the seconder was not in support of the proposed motion, therefore the meeting returned to the original recommendation in the officer's report.



Resolved

**THAT the report Council Owned Earthquake Prone Buildings – Earthquake Assessment Update #3 (A1290584) and its attachments (A573820, A573853, A573921 and A1252682) be received;**

**AND THAT funding is brought forward from the 2015/16 financial year to address the critical structural weaknesses at the old Hunting and Fishing Building (81 Achilles Avenue) at an estimated cost of \$15,000 to mitigate the risk of the south wall collapsing;**

**AND THAT funding is brought forward from the 2015/16 financial year to address the critical structural weaknesses at the Four Seasons Building(250 Haven Road) at an estimated cost of \$10,000 to mitigate the risk of the southern end of the building collapsing;**

**AND THAT Council note that no work will be undertaken on the Woodturner Building at this stage as the building is not expected to collapse or cause serious injury during a moderate earthquake event.**

Davy/Lawrey

Carried

Attendance: The meeting adjourned for morning tea from 10.35am until 10.40am.

## **TRANSPORT AND ROADING**

### **9. Bridge Street Upgrade – Alma Street and Fiddle Lane**

Document number A1321138, agenda pages 25-36 refer.

Team Leader Engineer, Mel Large presented the report.

In response to a question, Ms Large said that installation of the additional lighting on Bridge Street would commence on 8 June 2015 when the poles are expected to be delivered.

In response to further questions, Ms Large indicated that she was aware of the wall leak where the mural was located, but this was the building owner's issue. She added that the overhead art installation would be high enough so that these could not be damaged.

In response to a question, Ms Large said that the gels located in the lighting already installed on Bridge Street were originally installed to

provide visual effect, however concerns were raised by the local businesses and Police regarding the dark areas on Bridge Street. She added that retailers would be consulted in relation to the new lighting.

It was discussed that warm white lights should be used and that the historic frontage of buildings on Bridge Street should be illuminated at night.

There was general support for the recommendation although it was noted that building owners had a responsibility, and that this should be an ongoing partnership with Council and building owners to improve the environment on Bridge Street.

Councillor Copeland moved and Councillor Noonan seconded the recommendation in the officer's report.

Recommendation

*THAT the report Bridge Street Upgrade – Alma Street and Fiddle Lane (A1321138) and its attachments (A1323529, A1257824, A1323532) be received;*

*AND THAT approval is given to proceed with the upgrade of Fiddle Lane as per attachment 3 (A1323532) to enhance the aesthetic appearance of the lane.*

Councillor Barker proposed an additional clause to the recommendation in the officer's report. In accordance with Standing Order 3.9.6 and with the agreement of the mover and seconder this clause was incorporated into the original motion.

Resolved

***THAT the report Bridge Street Upgrade – Alma Street and Fiddle Lane (A1321138) and its attachments (A1323529, A1257824, A1323532) be received;***

***AND THAT approval is given to proceed with the upgrade of Fiddle Lane as per attachment 3 (A1323532) to enhance the aesthetic appearance of the lane.***

***AND THAT further discussions be held with building owners about enhancing street frontages on Bridge Street.***

Copeland/Noonan

Carried

**10. Saxton Creek upgrade – Procurement of construction services**

Document number A1334898, late item A1335154 refers.

Group Manager Infrastructure, Alec Louverdis presented the report.

In response to a question, Mr Louverdis clarified that the landowners associated with the section of the Saxton Creek upgrade, as detailed in this report, were comfortable with this proposal.

In response to a further question, Mr Louverdis said that the \$1.5 million funding referred to under section 5.1 of the officer's report was funding for this financial year and that the upgrade was a multi year project over five to six years.

Resolved

**THAT the report Saxton Creek Upgrade – Procurement of construction services (A1334898) and its attachment be received;**

**AND THAT approval be given to apply exceptional circumstances to Council's procurement policy allowing officers to enter into a contract with an already appointed contractor to include works on part of Saxton Creek within the Nelson City Council boundary;**

**AND THAT this be funded from existing 2014/15 budgets.**

Barker/Davy

Carried

There being no further business the meeting ended at 11.06am.

Confirmed as a correct record of proceedings:

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

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## Minutes of a meeting of the Planning and Regulatory Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 2 April 2015, commencing at 9.03am**

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Present: Councillor B McGurk (Chairperson), I Barker, E Davy, K  
Fulton (Deputy Chairperson), M Lawrey, and M Ward, and Ms  
G Paine

In Attendance: Group Manager Strategy and Environment (C Barton),  
Manager Communications (P Shattock), Manager  
Administration (P Langley), and Administration Adviser (G  
Brown)

Apologies: Her Worship the Mayor R Reese and Councillor R Copeland  
for attendance, and Councillor K Fulton for lateness

### 1. Apologies

Resolved

***THAT apologies be received and accepted from  
Her Worship the Mayor and Councillor Copeland  
for attendance, and Councillor Fulton for  
lateness.***

McGurk/Lawrey

Carried

### 2. Confirmation of Order of Business

There were no changes to the order of business.

Councillor Davy advised that in accordance with Standing Order 3.7.6  
he wished to discuss election sign rules in the Nelson Resource  
Management Plan (NRMP) as part of the Chairperson's Report.

Attendance: Councillor Fulton joined the meeting at 9.04am.

### 3. Interests

There were no updates to the Interests Register, and no interests with  
agenda items were declared.

#### 4. Public Forum

- 4.1 The dangers of pesticides, herbicides, and fungicides on our health and environment

Carolyn Hughes from Nelson Environment Centre, Ami Kennedy from Permaculture Institute NZ and Nelson Permaculture Group, and Susie Lees from GE Free New Zealand, presented.

Ms Lees, spoke to the presentation (A1338643) and tabled documents (A1338502, A1338506, A1338507, and A1338509).

Ms Hughes spoke to a tabled document (A1338789). She added that the Bay of Plenty District Council had identified genetically engineered organisms as a threat.

In response to a question, Ms Lees said pesticide residue levels had increased in products such as corn and soy.

In response to a question, Ms Kennedy said that in Denmark steam weeders were being utilised instead of pesticides.

#### 5. Confirmation of Minutes

- 5.1 12 March 2015

Document number A1327896, agenda pages 6-12 refer.

Resolved

***THAT the minutes of the meeting of the Planning and Regulatory Committee, held on 12 March 2015, be confirmed as a true and correct record.***

McGurk/Barker

Carried

- 5.2 19 February 2015

Document number A1316156, agenda page 13 refers.

Resolved

***THAT the minutes of the meeting of the Planning and Regulatory Committee, held on 19 February 2015, be confirmed as a true and correct record.***

Lawrey/Paine

Carried

## 6. **Status Report – Planning and Regulatory Committee 2 April 2015**

Document number A1155974, agenda page 14 refers.

In response to a question, the Chairperson advised the reason for the delay in the draft Local Approved Products Policy was due to a change in legislation which had impacted the timelines.

Resolved

***THAT the Status Report – Planning and Regulatory Committee 2 April 2015 (A1155974) be received.***

Barker/Davy

Carried

## 7. **Chairperson's Report**

The Chairperson provided a verbal update in relation to de-sexing programmes for cats and dogs, which was funded by the National Office of the Royal New Zealand Society for the Prevention of Cruelty to animals. He said this year local SPCA's had to partly fund the programme.

He informed the committee that Council management had agreed to contribute \$9,000 to the local de-sexing programme offered by the Nelson SPCA.

It was suggested that this funding could potentially be considered for community assistance funding.

The Chairperson added that work was underway for a joint approach for cultural impact assessments from all local iwi.

In accordance with Standing Order 3.7.6, a minor item not on the agenda was discussed in relation to election signs. Councillor Davy advised that the rules in the NRMP around election signs needed to be reviewed.

There was general support for the rules regarding election signs to be reviewed.

## **REGULATORY**

## 8. **Fees and Charges: Consents and Compliance (non RMA) 2015 - 2016**

Document number A1318731, agenda pages 15-25 refer.

Manager Consents and Compliance, Mandy Bishop, presented the report.

There was a discussion that Land Information Memorandum (LIM) applications should be supplied at no cost to the applicant with the Certificate of Compliance and resource consent. Ms Bishop advised that a LIM was not compulsory and was not a requirement during the building consent process.

It was noted that an individual would not be aware if the site was on contaminated land, if they did not purchase a LIM.

In response to a question, Ms Bishop advised that the increase in Environmental Health Licence and Other Activities Fees and Charges forecasts had been incorporated into the Funding Impact Statement which related to the Long Term Plan 2015-2025.

In response to a further question, Ms Bishop clarified that health licenses had not increased, the 20% penalty charge was being highlighted only.

Resolved

**THAT the report Fees and Charges: Consents and Compliance (non RMA) (A1318731) and its attachments (A1324979, A1324986 and A1324990) be received.**

Recommendation to Council

**THAT the Dog Control Fees and Charges for 2015 - 2016 be adopted as detailed in Attachment 1 to Report A1318731;**

**AND THAT the Environmental Health and other activities fees and charges for 2015-2016 be adopted as detailed in Attachment 2 to Report A1318731;**

**AND THAT the Provision of Property Information Fees and Charges for 2015-2016 be adopted as detailed in Attachment 3 to Report A1318731;**

**AND THAT the charges for Dog Control, Environmental Health and Provision of Property Information activities apply as from 1 July 2015 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.**

Barker/Ward

Carried

**9. Submission on Proposals for Regulations (Cost Recovery) under the Food Act 2014**

Document number A1318785, agenda pages 26-47 refer.

Resolved

***THAT the report Submission on Proposals for Regulations (Cost Recovery) under the Food Act 2014 (A1318785) and its attachments (A1317637 and A1319085) be received;***

***AND THAT the submission in Attachment 1 of this report (A1318785) be confirmed by the Committee as the position of the Council on the proposals for regulations (cost recovery) under the Food Act 2014.***

Davy/Paine

Carried

There being no further business the meeting ended at 9.49am.

Confirmed as a correct record of proceedings:

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



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**Minutes of a meeting of the Planning and Regulatory Committee  
to deliberate on submissions to the draft Urban Environments  
Bylaw**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Thursday 2 April 2015, commencing at 10.05am**

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Present: Councillor B McGurk (Chairperson), I Barker, E Davy, K  
Fulton (Deputy Chairperson), M Lawrey, and M Ward, and Ms  
G Paine

In Attendance: Group Manager Strategy and Environment (C Barton),  
Manager Planning (M Heale), Manager Administration (P  
Langley), and Administration Adviser (G Brown)

Apologies: Her Worship the Mayor R Reese and Councillor R Copeland

**1. Apologies**

Resolved

***THAT apologies be received and accepted from  
Her Worship the Mayor and Councillor  
Copeland.***

Davy/McGurk

Carried

**2. Confirmation of Order of Business**

There were no changes to the order of business.

**3. Interests**

There were no updates to the Interests Register, and no interests with  
agenda items were declared.

**4. Confirmation of Minutes – 12 March 2015**

Document number A1333233, agenda pages 5-8 refer.

Planning and Regulatory Committee meeting to deliberate on submissions to  
the draft Urban Environments Bylaw minutes – 2 April 2015

Resolved

***THAT the minutes of the meeting of the Planning and Regulatory Committee, to hear submissions to the draft Urban Environments Bylaw, held on 12 March 2015, be confirmed as a true and correct record.***

McGurk/Fulton

Carried

**5. Analysis of Submissions on the draft Urban Environments Bylaw**

Document number A1329982, agenda pages 9-77 refer.

Manager Planning, Matt Heale, contractor, Debra Bradley, and legal counsel, Mr Julian Ironside presented.

Mr Heale gave a presentation (A1339876).

In response to a question, Mr Heale advised the reference in the powerpoint presentation to 'street frontage' should actually read 'shop frontage'.

In response to a further question, Mr Heale clarified that the status quo was being recommended in relation to sandwich boards for upstairs shops, which would be placed adjacent to the kerb. He said shops on the ground floor would continue to place the sandwich board adjacent to the shop frontage.

Mr Heale said there were provisions in the Nelson Resource Management Plan relating to size and height of promotional material for shops to hang from above.

In response to questions, Mr Heale said the Police noted in their submission that by extending the liquor ban boundary further, this would restrict the preloading and sideloading distance for those individuals walking to bars. He added that the Police provided supporting evidence in relation to preloading and sideloading areas.

In response to a question, Ms Bradley advised that the Invercargill City Council's experience was that Section 33 of the Health Act 1956 would have been a better mechanism to deal with cat issues in relation to being a nuisance, rather than use of a bylaw, due to court costs and the length of time taken to resolve.

In response to a further question, Ms Bradley said Council had the right to seize sandwich boards if an offence was being committed, and the offender would get the opportunity to retrieve it.

The Chairperson advised that the recommendations would be taken in parts.

Planning and Regulatory Committee meeting to deliberate on submissions to the draft Urban Environments Bylaw minutes – 2 April 2015

Resolved

**THAT the report Analysis of Submissions on the Draft Urban Environments Bylaw (A1329982) and its attachments (A1329988, A1330114, A1329992, A1329999, A1330000, A1330003, A1334438, and A1334602) be received;**

Barker/Davy

Carried

There were some concerns around the wording of the bylaw in relation to 'Obstruction of Enforcement Officer' and 'Breach of alcohol-related bylaw provisions and penalty', however Mr Ironside advised that the wording only draws attention to the fact that these issues are an offence under the Local Government Act 2002.

It was suggested that increased publicity and information in relation to the changes in the Urban Environments Bylaw would assist in informing the public.

Attendance: Councillor Lawrey left the meeting at 10.52am and returned to the meeting at 10.55am.

Resolved

**AND THAT the Draft Urban Environments Bylaw be amended to reflect the Committee's decisions on submissions as follows:**

**AND THAT an overnight (9pm-7am) alcohol ban for the additional area bounded by Riverside Drive, Tasman Street, Hardy Street and Collingwood Street be added and clauses 6.12, 6.18 and 6.19 of the Bylaw be amended accordingly in accordance with map A1330114;**

Barker/Davy

Carried

**AND THAT Council increase publicity and information about the provisions of the Bylaw and its enforcement;**

Davy/Fulton

Carried

Mr Ironside clarified that section 3.2 'Keeping of animals' of the Urban Environment Bylaw was still relevant to the keeping of cats even though there would be no specific provision for cats within the Bylaw.

**AND THAT the bylaw make no specific provisions regarding the keeping of cats;**

Davy/Barker

Carried

Councillor Fulton, seconded by Councillor Davy moved the following motion:

**AND THAT the Bylaw be amended to require sandwich boards to be adjacent to the kerb and placed within the 600mm of the kerb;**

There was a discussion about having sandwich boards on one side of the pavement to maintain consistency. Mr Heale said retaining the status quo was the preference in the submissions received.

It was highlighted that publicity along with a long term view would assist with the location of sandwich boards adjacent to the kerb.

Attendance: The meeting adjourned from 11.29am until 11.33am.

Resolved

**AND THAT the Bylaw be amended to require sandwich boards to be adjacent to the kerb and placed within the 600mm of the kerb;**

Fulton/Davy

Carried

A division was called.

Councillor Barker	No
Councillor Copeland	Apology
Councillor Davy	Aye
Councillor Fulton	Aye
Councillor Lawrey	Aye
Councillor McGurk	No
External Appointee – Glenice Paine	Aye
Councillor Ward	Aye
Her Worship the Mayor	Apology

The motion was passed 5-2.

Mr Heale read through Attachment 1, Individual Submissions Analysis.

In response to a question, Mr Heale said the operational issue raised by Submitter 3 had been referred to the appropriate department of Council for consideration.

Attendance: Councillor Ward left the meeting at 11.35am, and Councillor Barker left the meeting at 11.37am. Councillor Ward returned to the meeting at 11.41am.

In response to a question, Mr Heale advised that a permit could still be obtained for events such as a wedding at Queens Gardens.

It was discussed that the wording 'Reject the submission' may discourage people from submitting in the future.

Attendance: Councillor Lawrey left the meeting at 11.52am and returned to the meeting at 11.55am.

In relation to submitter 15, it was suggested that the recommendation conflicted with the road user rules and the decision should be changed to reflect that the road user rules apply.

Resolved

**AND THAT the Council officer's recommendations in attachment 1 (A1329988) Individual Submissions Analysis be confirmed.**

McGurk/Fulton

Carried

Recommendation to Council

**THAT the amended draft Urban Environments Bylaw, reflecting the Planning and Regulatory Committee's decisions on submissions, be adopted.**

McGurk/Davy

Carried

There being no further business the meeting ended at 12.00pm.

Confirmed as a correct record of proceedings:

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

Planning and Regulatory Committee meeting to deliberate on submissions to the draft Urban Environments Bylaw minutes – 2 April 2015

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**Minutes of a meeting of the Nelson City Council Tasman District Council Joint Shareholders Committee**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street, Nelson**

**On Friday 17 April 2015, commencing at 1.37pm**

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- Present:** His Worship the Mayor of Tasman R Kempthorne (Chairperson), Deputy Mayor of Nelson P Matheson, Nelson City Councillors E Davy, I Barker, B McGurk, and P Rainey, Deputy Mayor of Tasman T King, and Tasman District Councillors J Edgar, S Bryant, and M Higgins
- In Attendance:** Nelson City Councillor G Noonan  
Tasman District Council: Chief Executive (L McKenzie) and Corporate Services Manager (M Drummond)  
Nelson City Council: Group Manager Community Services (C Ward), Group Manager Corporate Services (N Harrison), and Administration Adviser (S McLean)
- Apologies:** Her Worship the Mayor of Nelson R Reese and Tasman District Councillor T Norriss

**1. Apologies**

Resolved

***THAT apologies be received and accepted from Her Worship the Mayor of Nelson R Reese and Tasman District Councillor T Norriss.***

Matheson/Davy

Carried

**2. Confirmation of Order of Business**

There was no change to the order of business.

**3. Interests**

There were no updates to the Interests Register, and no interests with items on the agenda were declared.

#### 4. Public Forum

There was no public forum.

#### 5. Confirmation of Minutes – 28 November 2014

Document number A1281364, agenda pages 6-8 refer.

Resolved

***THAT the minutes of the meeting of the Nelson City Council, Tasman District Council – Joint Shareholders Committee, held on 28 November 2014, be confirmed as a true and correct record.***

His Worship the Mayor of Tasman/Bryant

Carried

#### 6. Port Nelson Limited – Half Yearly Report

Document number A1337680, agenda pages 9-14 refer.

Attendance: Tasman District Councillor King declared an interest in item 6, Port Nelson Limited – Half Yearly Report, and sat back from the table.

Resolved

***THAT the report Port Nelson Limited – Half Yearly Report (A1337680) and its attachment (A1332461) be received.***

Davy/Rainey

Carried

#### 7. Nelson Airport Ltd - Half Yearly Report (December 2014)

Document number A1339437, agenda pages 15-32 refer.

Attendance: Tasman District Councillor Edgar declared an interest in item 7, Nelson Airport Ltd – Half Yearly Report, and sat back from the table.

Concern was raised about potential risk to shareholders from airport development and alternative operators. It was suggested the Board could be asked to report to shareholders on any concerns in these areas and on any monitoring that was taking place.

In response to a question, Corporate Services Manager, Mike Drummond, confirmed the work on revaluation of assets was still in progress.

Resolved

***THAT the Joint Shareholders Committee receives the Nelson Airport Ltd - Half Yearly Report (December 2014) report.***

Bryant/McGurk

Carried

**8. Tasman Bays Heritage Trust Statement of Intent 2015/16 and Half Yearly Report**

Document number A1332722, agenda pages 33-53 refer.

Group Manager Community Services, Chris Ward, presented the report.

Attendance: Councillor Matheson left the meeting at 1.54pm.

There was discussion about the need for clear targets, and concern was raised about the forecasted decrease in target levels.

Attendance: Councillor Matheson returned to the meeting at 1.56pm.

Mr Ward confirmed that a full response to the Strategic Review would be developed by Tasman Bays Heritage Trust over the coming years.

Attendance: The meeting adjourned from 1.59pm to 2.02pm.

Peter Millward, Chief Executive of the Nelson Provincial Museum, joined the meeting.

Mr Millward said the Board was focussed on developing long term strategic goals, which were still to be reviewed. He spoke on initial results from recent changes at the Museum, and highlighted the potential link from this work to an increase in visitor numbers.

In response to a question, Mr Millward clarified that the key strategic objectives listed in the draft Statement of Intent were the management response to what the Board wanted to achieve over the next three years.

In response to questions about the Learning Experiences Outside the Classroom contract, Mr Millward said there had been no indications from the Ministry of Education as to the likelihood of continued funding. He said the third party revenue figures included this contract funding until mid 2016.

In response to concerns about the reduction in third party revenue, Mr Millward advised this was partly due to one-off grants that had been received in 2013/14.



Mr Millward confirmed the Board had received the opportunity to comment on the draft Statement of Intent.

It was agreed that Council officers should work with Mr Millward to ensure the intent of the letter of expectation and the Strategic Review were given effect to in the Trust's Statement of Intent.

In response to questions, Mr Millward agreed to contact the iwi Trustee to ensure that all iwi were taken into consideration in the Trust's Deed.

The Letter of Expectation for the Trust (A1300927) was tabled for the Committee's information.

It was agreed that the Statement of Intent should identify which objectives were the priority for year ahead.

Resolved

**THAT the report Tasman Bays Heritage Trust Statement of Intent 2015/16 and Half Yearly Report (A1332722) and its attachments (A1334660, A1333055 and A1334741) be received;**

**AND THAT the Committee authorises officers to work with the Chief Executive of the Tasman Bays Heritage Trust to ensure that the Board's strategy and measures give effect to the letter of expectation and Strategic Review before reporting back to the Joint Shareholders Committee;**

**AND THAT the Committee requests that the report back cover any matters in the letter of expectation and Strategic Review that are not taken up and give reasons why;**

**AND THAT a final Statement of Intent be reported back to the Joint Shareholders Committee in August 2015.**

Edgar/Davy

Carried

## **PUBLIC EXCLUDED BUSINESS**

### **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:***

<b>Item</b>	<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Particular interests protected (where applicable)</b>
<b>1</b>	<b>Joint Shareholders Committee – Public Excluded Minutes – 28 November 2014</b>  These minutes confirm the minutes of 7 October 2014.	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>2</b>	<b>Nelson Airport Ltd 2015 Statement of Intent</b>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Matheson/Higgins

Carried

Attendance: Nelson City Councillor Barker left the meeting at 2.43pm.

The meeting went into public excluded session at 2.44pm and resumed in public session at 3.08pm, during which time Tasman District Councillor Edgar left the meeting and Nelson City Councillor Barker returned to the meeting.

## **10. Re-admittance of the public**

Resolved

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

Barker/Higgins

Carried

There being no further business the meeting ended at 3.08pm.

Confirmed as a correct record of proceedings:

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

Unconfirmed

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**Minutes of a meeting of the Nelson Tasman Civil Defence  
Emergency Management Group**

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,  
Nelson**

**On Friday 17 April 2015, commencing at 3.14pm**

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Present: His Worship the Mayor of Tasman R Kempthorne  
(Chairperson), Deputy Mayor of Tasman Councillor T King,  
and Deputy Mayor of Nelson Councillor P Matheson

In Attendance: Group Manager Community Services (C Ward), Emergency  
Management Officer (J Kennedy), and Administration Adviser  
(S McLean)

Apology: Her Worship the Mayor of Nelson R Reese

**1. Apology**

Resolved

***THAT the apology be received and accepted  
from Her Worship the Mayor of Nelson R Reese.***

Matheson/King

Carried

**2. Conflicts of Interest**

No interests with items on the agenda were declared.

**3. Confirmation of Minutes – 17 December 2014**

Document number A1292754, agenda pages 3-5 refer.

Resolved

***THAT the minutes of the meeting of the Nelson  
Tasman Civil Defence Emergency Management  
Group, held on 17 December 2014, be  
confirmed as a true and correct record.***

King/Matheson

Carried

Civil Defence Emergency Management Group Minutes  
17 April 2015

4. **Minutes of the Nelson Tasman Civil Defence Emergency Management Co-ordinating Executive Group (CEG) Meeting – 25 March 2015**

Document number A1339327, agenda pages 6-11 refer.

Resolved

***THAT the unconfirmed minutes of the Nelson Tasman Civil Defence Emergency Management Co-ordinating Executive Group (CEG) meeting held on 25 March 2015, be received.***

His Worship the Mayor of Tasman/King

Carried

5. **Report of the Emergency Management Office**

Document number A1328509, agenda pages 12-26 refer.

Emergency Management Officer, Joe Kennedy, presented the report and highlighted key activities of interest.

Resolved

***THAT the Report of the Emergency Management Office (A1328509) and its attachments (A1304301 and A1329077) be received.***

King/Matheson

Carried

There being no further business the meeting ended at 3.20pm.

Confirmed as a correct record of proceedings:

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