



AGENDA

**Ordinary meeting of the
Nelson City Council**

28 October 2010

Commencing at 9.30am

Council Chamber

Civic House

110 Trafalgar Street, Nelson

Membership:

His Worship the Mayor Aldo Miccio, Councillors Ian Barker, Ali Boswijk, Gail Collingwood, Ruth Copeland, Eric Davy, Kate Fulton, Paul Matheson, Jeff Rackley, Pete Rainey, Rachel Reese, Derek Shaw and Mike Ward

Business

As set out below

28 October 2010
TARDIS 992597

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APOLOGIES

OPENING PRAYER

1. Statutory Declarations

1

The hearing and attesting of the written versions of Statutory Declarations by the Mayor and Councillors, pursuant to Section 14 of Schedule 7 of the Local Government Act 2002, is required before Councillors may act as members of the Nelson City Council.

The Mayor and Councillors are required to read aloud and sign the Declaration, a copy of the Declaration is attached.

2. Mihi

Mr Andy Joseph, Council Kaumatua.

3. Presentation to Kerry Marshall

4. Adoption of Standing Orders

Document number 997910

Section 27 of Schedule 7 of the Local Government Act 2002 requires Council to adopt a set of Standing Orders. Accordingly, it is recommended that Council adopt the most recent New Zealand Model Standing Orders NZS 9202:2003.

A copy of these Standing Orders is circulated separately. It is recommended that these Standing Orders replace Council's existing version as they are the ones used by most local authorities in New Zealand, are more comprehensive and are annotated with the applicable references to the relevant legislation.

The only substantive difference to the set previously used by Council is as follows:

- The model Standing Orders Clause 2.4.3 require a Council meeting to have a quorum of 7 as opposed to the previous Standing Orders Clause 2.11 which required a quorum of 5.
- In addition two clauses, 5.14 and 18.0, taken from the previous Standing Orders, have been added to the model Standing Orders:

Clause 3.3.15 Cellphones

As these mechanisms have grown more and more popular, Nelson City Council has required specific rules to control the use of cellphones at Council and Committee meetings.

Clause 3.22 Public Forums

For at least the last 15 years, Nelson City Council has adopted the practice of allowing members of the public to raise issues of concern with Council at the beginning of meetings.

Recommendation

THAT the New Zealand Model Standing Orders NZS 9202:2003, as amended by the addition of Clause 3.3.15 'Cellular phones' and Clause 3.22 'Public Forums', be adopted.

5. Statutory Responsibility of Members 2-88

Document number 991321

Note: a conflict of interest form will be available at the meeting.

Recommendation

THAT the report be received.

6. Mayor's Report 89-90

From His Worship the Mayor, a report with recommendations in respect of the position of Deputy Mayor, the Committee Structure and Committee Chairpersons.

Document number 994052

6.1 Schedule of Meetings to 31 December 2010

It is proposed that Council meet on the following days through to the end of 2010:

- 4 November
- 18 November
- 2 December
- 16 December

A calendar for 2011 will be presented to Council at the 2 December 2010 meeting.

Recommendation

THAT for the remainder of 2010, Council will meet on 4 and 18 November and 2 and 16 December 2010 commencing at 9.30am.

6.2 Annual Report 2009/10

91-93

Document number 993043

In accordance with Section 98 of the Local Government Act 2002, the Council is required to adopt its Annual Report within four months after the end of the financial year to which it relates.

A copy of the draft Annual Report 2009/10 is circulated separately.

Recommendation

THAT the Annual Report for the year ended 30 June 2010 be adopted in accordance with s.98 of the Local Government Act 2002.

6.3 Submission on the proposal for the Union of Nelson and Tasman Councils

94-107

Document number 992455

Should the Council decide to, a submission on the proposal for amalgamation of the Councils is required to be lodged with the Local Government Commission by 8 November 2010.

Recommendation

THAT the Local Government Commission be advised that, overall Nelson City Council believes that there may be overall benefit from the union of Nelson City and Tasman District Councils;

AND THAT the Nelson City Council supports the Local Government Commission further investigating the proposed union;

AND THAT the draft submission to the Local Government Commission be approved, as amended.

Note: Lunch will be provided at 12.30pm