



AGENDA

Ordinary meeting of the Nelson City Council Community Services and Infrastructure

**Thursday 24 November 2011
Commencing at 9.00am
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership:

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

24 November 2011

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Page No.

Apologies

Opening Prayer

1. Conflicts of Interest

- 1.1 Updates to the Conflicts of Interest Register
- 1.2 Identify any conflicts of interest in the agenda

2. Hearings – Speed Limits Bylaw 2004 (No. 210)

- 2.1 Nelson Marlborough District Health Board
Mr Richard Butler will speak to the submission.
Submission number 4, agenda page 171 refer

3. Confirmation of Minutes

1-18

3 November 2011

Document number 1184894

Recommendation

THAT the minutes of the meeting of the Nelson City Council – Policy and Planning and Governance, held on Thursday 3 November 2011, be confirmed as a true and correct record.

4. Mayor's Report

19-20

Document number 1184934

Recommendation

THAT Council retrospectively approves travel and registration costs of \$4,270 for Councillors Reese, Copeland and Boswijk to attend the Natural Step Fit for the Future Conference and KnowHow Plus training;

AND THAT Council approves travel and registrations costs of \$696 for Councillor Davy to attend KnowHow Plus training.

AND THAT Council retrospectively approves \$600 for the attendance of the Mayor and Councillors Boswijk, Fulton, Reese and Rainey to attend the Nelson Tasman Chamber of Commerce Business Awards dinner.

COMMUNITY SERVICES ITEMS

During this part of the meeting the Mayor will be joined by the Community Services Portfolio Holder, Councillor Rainey.

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|---|---------------------|
| <p>5. Status Report – Community Services</p> <p>Document number 1034860</p> <p>Recommendation</p> <p><i><u>THAT</u> the Status Report – Community Services (1034860) be received.</i></p> | <p>21</p> |
| <p>6. Portfolio Holder’s Report</p> | |
| <p>7. Chief Executive Report – Community Services</p> <p>Document number 1175686</p> <p>Recommendation</p> <p><i><u>THAT</u> the Chief Executive Report – Community Services (1175686) be received.</i></p> | <p>22-26</p> |

7.1 Nelson Arts Festival & Summer Programme Event Funding

Recommendation

THAT Nelson City Council apply to funders and sponsors for funding and sponsorship of the Nelson Arts Festival & Summer In Nelson Programme.

AND THAT Nelson City Council staff select the appropriate funders to apply to.

8. Trafalgar Centre North End Extension

27-94

Document number 1184939

Recommendation

THAT the draft concept plan for the Trafalgar Centre North End by Arthouse Architecture Plan Number 694.3 be adopted in principle;

AND THAT further consultation on the concept plan be undertaken with key stakeholders including the Nelson/Tasman Chamber of Commerce;

AND THAT a revised concept plan, together with an estimated price from a registered Quantity Surveyor, be included in the Long Term Plan for re-consultation

AND THAT the Council accepts that the Chief Executive will be unable to meet the current KPI relating to these matters.

REPORTS FROM COMMITTEES

9. Youth Council Update

Scott Malpas and Maddy Pears from the Nelson Youth Council will be in attendance to provide an update on Youth Council activities.

10. Nelson Youth Council Minutes – 28 September 2011 95-98

Document number 1165677

Recommendation

THAT the minutes of the meeting of the Nelson Youth Council, held on 28 September 2011, be confirmed as a true and correct record.

INFRASTRUCTURE ITEMS

During this part of the meeting the Mayor will be joined by the Infrastructure Portfolio Holder, Councillor Collingwood.

11. Portfolio Holder's Report

12. Chief Executive Report - Infrastructure 99-113

Document number 1175688

Recommendation

THAT the Chief Executive Report - Infrastructure (1175688) be received.

12.1 Major Projects Performance – Railway Water-Main Relocation

Recommendation

THAT funding provided in the Annual Plan for the re-location of the water main to cater for the Founders Park railway extension, in the amount of \$170,000, be re-directed to offset any accrued costs associated with the Nelson Wastewater Treatment facility.

12.2 Major Projects Performance – Marlowe Street Stormwater Construction

Recommendation

THAT savings realised from Founders Stormwater Stage 2 of \$72,000 plus \$48,000 from the private drains/subdivisions budget be re-directed to the Marlowe Street stormwater project to ensure completion of both stages this financial year.

12.3 New Zealand Transport Agency (NZTA) Cash Flow and Funding Moratorium

Recommendation

THAT the school variable speed signs be progressed and all other projects, as listed below, that have yet to commence be deferred, for consideration in the NLTP 2012/15 and through the draft Long Term Plan 2012-22 process.

13. Annual Biosecurity Report

114-153

Document number 1184319

Note: Lindsay Vaughan will be at the meeting and will make a presentation to the Council.

Recommendation

THAT the Tasman-Nelson Regional Pest Management Strategy Operations Plan for 2011-2012 be approved;

AND THAT the Review of the Tasman-Nelson Regional Pest Management Strategy Operations Plan for 2010-2011 be received.

14. Speed Limits Bylaw 2011 (No 210) – Assessments and Recommendations on Submissions

154-215

Document number 1173623

Recommendation

THAT the submissions to the draft Nelson City Council Speed Limit Bylaw 2011 (No 210) be received (1151187);

AND THAT the Nelson City Council Speed Control Bylaw 2011 (No 210) as amended after consideration of submissions be adopted as a final version of the Bylaw;

AND THAT the Nelson Marlborough District Health Board is thanked for their offer to facilitate a Health Impact Assessment on the advantages and disadvantages of lowering the speed limit for the Heart of Nelson area, but the offer is declined at this stage.

15. Draft Regional Land Transport Programme 2012/13 to 2014/15 **216-227**

Document number 1179985

Recommendation

THAT Council suggests that the Regional Transport Committee prioritises the projects in the draft Regional Land Transport Programme (RLTP) 2012/13 to 2014/15 as follows:-

- (i) NCC retaining wall replacements***
- (ii) SH6 Stock effluent facility***
- (iii) HPMV route- Nelson to Kokorua Rd***
- (iv) NCC Waimea Road Enhancement Package***
- (v) Nelson/Tasman / NZTA 3-roundabouts study outcomes***
- (vi) SH6 Quarantine Road intersection improvements***
- (vii) SH6 Hillwood Dr intersection improvements***
- (viii) HPMV route - Nelson to Blenheim/Richmond***
- (ix) HPMV route - Nelson to Cable Bay Rd***
- (x) NCC Walking , cycling and schools package***
- (xi) Cable Bay intersection improvements***
- (xii) SH6 Atawhai Drive intersection improvements***
- (xiii) SH6 The Glen intersection improvements***
- (xiv) SH6 Teal River Bridge upgrade***
- (xv) SH6 Whakatu Drive northbound 4-laning,***

subject to approval of the Top of the South HPMV routes study, the NZTA stock effluent facility study and the NCC/TDC/NZTA 3 roundabouts study.

16. Proposed Joint Waste Management and Minimisation Plan

228-415

Document number 1172360

Recommendation

THAT the Proposed Joint Waste Management and Minimisation Plan prepared for Nelson City Council and Tasman District Council (October 2011) be accepted as a statement of proposal for release as the basis of a public consultation process in accordance with section 83 of the Local Government Act 2002;

AND THAT staff work with staff of Tasman District Council to develop a joint summary of information in accordance with section 83 of the Local Government Act 2002;

AND THAT the Executive Manager Strategy and Planning be delegated authority to approve the joint summary of information;

AND THAT the Proposed Joint Waste Management and Minimisation Plan be publicly notified jointly with Tasman District Council following an equivalent resolution of Tasman District Council;

AND THAT the submission period for the Proposed Joint Waste Management and Minimisation Plan close at 4.30pm one month following the public notification in accordance with section 83 of the Local Government Act 2002;

AND THAT current members of the Joint Waste Working Party conduct hearings and consider submissions in accordance with section 83 of the Local Government Act 2002 and report back to the Council with any recommended amendments to the Proposed Joint Waste Management and Minimisation Plan by 15 March 2012.

CROSS COUNCIL ITEMS

17. Framing Our Future (Sustainability) Strategy Vision 416-502

Document number 1169789

Recommendation

THAT the Framing Our Future (Sustainability) Strategy Vision (1155351) be adopted as the overarching vision for the 2012-2022 Long Term Plan.

PUBLIC EXCLUDED BUSINESS

18. Exclusion of the Public

Recommendation

THAT the public be excluded from the following parts of the proceedings of this meeting in accordance with section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 on the grounds that the public conduct of this part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists.

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	Nelson City Council Public Excluded Minutes – 3 November 2011	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">• Section 7(2)(a) To protect the privacy of natural persons• Section 7(2)(b) To protect information that may disclose a trade secrets or the commercial position of a person• Section 7(2)(c) To protect

			<p>information that is subject to an obligation of confidence</p> <ul style="list-style-type: none"> • Section 7(2)(g) To maintain legal professional privilege • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations
2	<p>Public Excluded Chief Executive Report – Community Services</p> <p>This report contains information regarding tender processes and proposed consultation programmes for Suter Development Design, Rutherford and Trafalgar Parks Development Plan and Maitai Walkway</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations
3	<p>Tahuna Beach Camp Sublease</p> <p>This report contains information regarding a sublease at Tahuna Beach Camp</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(b) To protect information that may disclose a trade secrets or the commercial position of a person • Section 7(2)(c) To protect information that is subject to an obligation of confidence • Section 7(2)(g) To maintain legal professional privilege • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out

			negotiations
4	<p>Public Excluded Status Report – Infrastructure</p> <p>The report contains information regarding the proposed purchase of land</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(h) To carry out commercial activities
5	<p>Public Excluded Chief Executive Report – Infrastructure</p> <p>The report contains information regarding the Nelson Wastewater Treatment Plant (NWWTP); the status of natural hazard investigations; the tender public transport; and the Nelson City Council Offices and Earthquake Assessment/Strengthening Update</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations
6	<p>Appointment to the Regional Transport Committee</p> <p>This report contains information regarding an appointment to the Regional Transport Committee</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(a) To protect the privacy of natural persons
7	<p>Formal Response to Cameron Partners Assessment of Port Nelson</p> <p>This report contains information regarding Cameron Partners' Assessment of Port Nelson</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations

19. Re-admittance of the public

Recommendation

THAT the public be re-admitted to the meeting.

Note:

- **Lunch will be provided at 12.30pm**
- **At the conclusion of the meeting a meeting assessment will be conducted**