



AGENDA

**Ordinary meeting of the
Nelson City Council
Governance**

**Tuesday 21 February 2012
Commencing at 9.00 am
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership:

His Worship the Mayor Aldo Miccio, Councillors Ian Barker (Portfolio Holder), 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

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. Public Forum

- 2.1 Phillipa Vine
- 2.2 Ms Vine will speak about rates remission for residents affected by Section 124 notices.

3. Confirmation of Minutes

- 3.1 Community Services – 31 January 2012 **1-11**

Document number 1230558

Recommendation

THAT the minutes of the meeting of the Nelson City Council – Community Services, held on Tuesday 31 January 2012, be confirmed as a true and correct record.

- 3.2 Infrastructure – 2 February 2012 **12-20**

Document number 1231852

Recommendation

THAT the minutes of the meeting of the Nelson City Council – Infrastructure, held on Thursday 2 February 2012, be confirmed as a true and correct record.

4. Mayor's Report 21

Document number 1231812

Recommendation

THAT Council approves travel, accommodation of approximately \$450 for the Deputy Mayor to attend the Local Government New Zealand Zone 5 meeting, 28 February 2012, at the Copthorne Commodore Christchurch.

5. Status Report - Governance 22

Document number 1034743

Recommendation

THAT the Status Report - Governance (1034743) be received.

6. Portfolio Holder's Report

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

7. Chief Executive Report - Governance 23-32

Document number 1224404

Recommendation

THAT the Chief Executive Report - Governance (1224404) be received.

7.1 Local Authority Spending on Advertising Relating to Final Reorganisation Scheme

Recommendation

THAT Nelson City Council commit no funds or resources to advertising in support of the Reorganisation Scheme for the Union of Nelson City and Tasman District, in accordance with Clause 55(2), Schedule 3 of the Local Government Act 2002.

- 7.2 Appointment of Deputy Chair of Regional Transport Committee
Recommendation

THAT Councillor _____ be appointed deputy chair of the Regional Transport Committee, in accordance with section 105(6) of the Land Transport Management Act 2003.

8. Rates Remission for Land Affected by Natural Calamity

33-40

Document number 1217818

Recommendation

THAT the draft Rates Remission Policy for Land Affected by Natural Calamity as detailed in section 6 of document 1223215 be approved for public consultation;

AND THAT the Statement of Proposal in document 1223215 be approved and advertised using the Special Consultative Procedure (section 83 of the Local Government Act 2002).

Note: The legal opinion referred to in this report (document number 1234296) is subject to legal privilege and is included on the agenda for the Public Excluded part of this meeting.

REPORTS FROM COMMITTEES

9. Audit, Risk and Finance Committee – Tuesday 20 December 2011

41-44

Document number 1212231

Recommendation

THAT the minutes of a meeting of the Audit, Risk and Finance Committee, held on Tuesday 20 December 2011, be received.

- 10. District Licensing Authority – Wednesday 14 December 2011** **45-47**
- Document number 1209135
- Recommendation
- THAT the minutes of a meeting of the District Licensing Authority, held on Wednesday 14 December 2011, be received.***
- 11. Economic Development Committee – Tuesday 13 December 2011** **48-53**
- Document number 1211928
- Recommendation
- THAT the minutes of a meeting of the Economic Development Committee, held on Tuesday 13 December 2011, be received.***
- 12. Kotahitanga Hui – Tuesday 6 December 2011** **54-58**
- Document number 1206928
- Recommendation
- THAT the minutes of a meeting of the Kotahitanga Hui, held on Tuesday 6 December 2011, be received.***
- 13. Nelson Tasman Joint Shareholders Committee – Monday 5 December 2011** **59-62**
- Document number 1211928
- Recommendation
- THAT the minutes of a meeting of the Nelson Tasman Joint Shareholders Committee, held on Monday 5 December 2011, be received.***
- 14. Discussion of public forum items**
- 14.1 Recycling Organic Waste - presentation to Council by Mr John Hill, deferred from Council – Infrastructure meeting on 2 February 2011

- 14.2 Rates Remission for Residents Affected by Section 124 Notices
 – presentation to Council by Ms Phillipa Vine on 21 February
 2011

PUBLIC EXCLUDED BUSINESS

15. 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 – Community Services – 31 January 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)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations
2.	Nelson City Council Public Excluded Minutes –Infrastructure – 2 February 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)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations

3.	Public Excluded Status Report – Governance This report contains information concerning the sale and purchase of land, and the negotiation of a service agreement.	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)(i) To carry out negotiations
4.	Public Excluded Chief Executive Report – Governance This report contains information regarding the appointment of trustees, and the Nelson Airport Limited Statement of Intent.	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)(h) To carry out commercial activities
5.	Rates Remission for Land Affected by Natural Calamity This report contains legal advice.	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)(g) To maintain legal professional privilege
6.	Appointment to the Regional Transport Committee This report contains information concerning a committee appointment.	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
7.	District Licensing Authority Minutes – Wednesday 14 December 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
8.	Economic Development Committee Minutes – Tuesday 13 December 2012	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)(h) To carry out commercial activities

9.	Nelson Tasman Joint Shareholders Committee Minutes – Monday 5 December 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)(i) To carry out negotiations
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16. Re-admittance of the public

Recommendation

THAT the public be re-admitted to the meeting.

Note:

- **At the conclusion of the meeting a meeting assessment will be conducted**
- **Due to the size of the agenda, it is expected the meeting will end by 12.30 pm or earlier and accordingly, lunch has not been ordered.**