

8 October 2012

Memo To: Mayor and Councillors

Memo From: Administration Advisers

**Subject: COUNCIL - INFRASTRUCTURE AGENDA 11 OCTOBER 2012
CORRECTION AND LATE ITEMS**

1. Correction

It has come to our attention that item 13 of the public agenda for the Council – Infrastructure meeting on Thursday 11 October lists an incorrect set of minutes of the Nelson City Council/Tasman District Council Joint Shareholders Committee. We apologise for this. The correct set of minutes (document number 1373616) is now attached.

The public agenda item 13. Nelson City Council/Tasman District Council Joint Shareholders Committee – 27 July 2012, should be substituted in its entirety with the following:

13. Nelson City Council/Tasman District Council Joint Shareholders Committee – 14 September 2012

Document number 1373616

Recommendation

THAT the minutes a meeting of the Nelson City Council/Tasman District Council Joint Shareholders Committee, held on 14 September 2012, be received.

Recommendation to Council

THAT the Port Nelson Limited draft Statement of Corporate Intent for 2012/13 be approved for signing.

By way of background information, Councillors are referred to the report titled Port Nelson Limited Draft Statement of Corporate Intent 2012/13 (document number 1357707) on the agenda for the Nelson City Council/Tasman District Council Joint Shareholders Committee meeting on 14 September 2012. This agenda can be found in the Councillors – Past Agendas folder on Google Drive.

2. LATE ITEMS

2.1. Public Excluded Nelson City Council/Tasman District Council Joint Shareholders Committee meeting minutes – 14 September 2012

In accordance with section 46A(7) of the Local Government Official Information and Meetings Act 1987, a procedural resolution is required before an item that is not on the agenda for the meeting may be dealt with.

In accordance with section 46A(7)(b)(i) the reason why the item was not on the agenda is due to an administrative error.

In accordance with section 46A(7)(b)(ii) the reason why discussion of this item cannot be delayed until a subsequent meeting is because a resolution on the matter is required before the next scheduled meeting of the Council.

Recommendation

THAT the item regarding the minutes of the part of the meeting of the Nelson City Council/Tasman District Council Joint Shareholders Committee meeting minutes – 14 September 2012, held with the public excluded, be considered at this meeting, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987.

2.2. Statement of Proposal – Gambling Policy

Recommendation

THAT the item regarding Statement of Proposal – Gambling Policy, be considered at this meeting, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987.

2.3. 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:

General subject of the matter to be considered	Reason for passing this resolution in relation to the matter	Particular interests protected (where applicable)
<p>Public Excluded Nelson City Council/Tasman District Council Joint Shareholders Committee – 14 September 2012</p> <p>These minutes contain recommendations to Council on Directors' rotation and fees for Council Controlled Organisations and Council Controlled Trading Organisations. They include a recommendation to release the decisions to the public once the individuals and organisations involved have been advised.</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 • Section 7(2)(h) To carry out commercial activities
<p>Statement of Proposal – Gambling Policy</p> <p>This report contains legal advice regarding the Statement of Proposal Draft Class 4 Gaming Venue Policy 2012, Draft New Zealand Racing Board Venue Policy 2012</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)(g) To maintain legal professional privilege

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

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

On Friday 14 September 2012, commencing at 1.30pm

Present: His Worship the Mayor of Nelson, A Miccio (Chairperson), His Worship the Mayor of Tasman, R Kempthorne, Deputy Mayor of Nelson, Councillor A Boswijk, Tasman District Councillor G Glover and Nelson City Councillor D Shaw.

In Attendance: Acting Chief Executive Nelson City Council (R Johnson), Executive Manager Support Services Nelson City Council (H Kettlewell), Finance Manager Tasman District Council (R Holden) and Administration Adviser Nelson City Council (A Rose).

Apologies: An apology was received and accepted from Deputy Mayor of Tasman District Council, Councillor T King.

1. Conflicts of Interest

There were no updates to the Interest Register indicated or any conflicts of interest with items in the agenda identified.

2. Confirmation of Minutes

Document No. 1346329, agenda pages 1-4 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council/Tasman District Council Joint Shareholders Committee, held on 27 July 2012, be confirmed as a true and correct record.

Shaw/Glover

Carried

3. Port Nelson Limited Draft Statement of Corporate Intent 2012/13

Document No. 1357707, agenda pages 5-14 refer.

Mr Nick Patterson, Chairperson, and Mr Martin Byrne, Chief Executive, of Port Nelson Limited joined the meeting. The Executive Manager Support Services, Nelson City Council, Hugh Kettlewell, presented the report.

In answer to questions Mr Patterson and Mr Byrne explained the various minor changes that had been made to the draft Statement of Corporate Intent.

Recommendation to Nelson City Council and Tasman District Council

THAT the Port Nelson Limited draft Statement of Corporate Intent for 2012/13 be approved for signing.

Boswijk/Glover

Carried

PUBLIC EXCLUDED BUSINESS

4. 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)
1	<p>Directors Rotations and Fees 2012/2013</p> <p>This report contains recommendations on Directors' rotation and fees for Council Controlled Organisations and Council Controlled Trading Organisations. It includes a resolution to release the decisions to the public once the individuals and organisations involved</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 • Section 7(2)(h) To carry out commercial activities

Nelson City Council/Tasman District Council
Joint Shareholders Committee

	have been advised.		
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His Worship the Mayor of Nelson/Boswijk

Carried

The meeting went into public excluded session at 1.45pm and resumed in public session at 2.20pm.

5. Administration of Joint Committee in the Future

It was agreed that in future the administration of the Committee would be undertaken by each Council alternatively on a yearly basis. For 2013 Nelson City Council will prepare the agendas and take the minutes of the meetings of the Joint Shareholders Committee but the meeting venue would alternate, where possible, between Tasman District Council and Nelson City Council.

6. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

His Worship the Mayor of Nelson/Boswijk

Carried

There being no further business the meeting ended at 2.37pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date