

## Minutes of a meeting of the Nelson City Council

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

On Thursday 18 December 2014, commencing at 9.03am

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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, G Noonan, P Rainey, T Skinner and M Ward

In Attendance: Chief Executive (C Hadley), Group Manager Corporate Services (N Harrison), Group Manager Infrastructure (A Louverdis), Group Manager Community Services (C Ward), Acting Manager Capital Projects (R Kirby), Group Manager Strategy and Environment (C Barton), Manager Planning (M Heale), Manager Communications (P Shattock), Manager Administration (P Langley) and Administration Adviser (G Brown)

### Opening Prayer

Councillor Davy gave the opening prayer.

#### 1. Apologies

There were no apologies received.

#### 2. Confirmation of Order of Business

Her Worship the Mayor advised of two late items for the public excluded part of the meeting, and that the following resolutions needed to be passed for the items to be considered:

##### 2.1 Impact of the High Court Decision Stanton vs Nelson City Council

Resolved

***THAT the public excluded item regarding the Impact of the High Court Decision Stanton vs NCC 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 Council to be updated on the matter in a timely fashion.***

Her Worship the Mayor/Acland

Carried

2.2 Mayor's Report

Resolved

***THAT the public excluded verbal report regarding a Rugby Opportunity 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 Council to be updated on the matter in a timely fashion.***

Her Worship the Mayor/Rainey

Carried

Attendance: Councillors Copeland and Fulton joined the meeting at 9.08am.

Her Worship the Mayor added that Julian Ironside, of Fletcher Vautier Moore, would be in attendance for the item High Court Decision Stanton vs NCC of the Public Excluded agenda; and Mr Tony Lewis, of Tasman Rugby Union, would be in attendance for the item Rugby Opportunity of the Public Excluded Agenda. She advised that further resolutions were required so that they could attend these items in the public excluded part of the meeting.

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Julian Ironside remain after the public has been excluded, for the item Impact of the High Court Decision Stanton vs NCC of the Public Excluded agenda, as he has knowledge that will assist Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Julian Ironside possesses relates to legal matters, which is relevant to the High Court Decision Stanton vs NCC.***

Her Worship the Mayor/Acland

Carried

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Tony Lewis remain after the public has been excluded, for the item Rugby Opportunity of the Public Excluded agenda, as he has knowledge that will assist Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that Tony Lewis possesses relates to rugby matters, which is relevant to the Rugby Opportunity.***

Her Worship the Mayor/Rainey

Carried

### **3. Public Forum**

#### **3.1 Graeme O'Brien**

Mr O'Brien spoke about woodburners, referring to the 27 November 2014 Planning and Regulatory Committee meeting. He raised concerns regarding the lack of community consultation and said the community should have been consulted at the beginning of the process, in order for good decisions to be made.

Mr O'Brien said the Woodburner Working Party (WWP) Terms of Reference stated an interface with interested members of the public to provide feedback and not just stakeholders. He raised concerns over whether this interface had been conducted.

He questioned the efficiency of pellet burners and said that if there was an earthquake some people would be unable to heat their homes if the electricity was cut.

#### **3.2 Harry Pearson**

Mr Pearson spoke to a document (A1292780) about local woodburner regulations.

In response to a question, Mr Pearson clarified that the airshed he was referring to as not being monitored last winter was airshed B2.

#### **3.3 Grey Power**

Grey Power representative, Neville Male, spoke about woodburners, saying this was his third time talking about woodburner restriction issues. He said there had been no community input and that the technical focus was not good enough. He said Nelson City Council needed to consider the same provisions as Tasman District Council.

Mr Male said he believed restrictions in airshed C and part of B were no longer necessary. He said Council should discuss air quality issues with the Environment Minister, Dr Nick Smith.

In response to a question, Mr Male advised that he had spoken with Nick Smith in relation to air quality and would be meeting with him again in the New Year.

In response to a further question, Mr Male said he was in support of a review of the Air Quality Plan (AQP); however, he believed the Nelson community expected changes sooner.

It was discussed that the National Environmental Standards placed restrictions on councils and that changing current controls would require a plan change which was not a quick process.

#### 3.4 Charmian Koed

Ms Koed tabled a document (A1292765), relating to retaining the present clean air regulations and spoke to it.

In response to a question, Ms Koed said it was a necessity to retain the present clean air regulations. She had noticed a reduction in pollution since the regulations were put in place to reduce domestic pollution.

In response to a further question, Ms Koed advised that other methods of heating homes should be considered such as double glazing, heat pumps and electric panels.

#### 4. **Proposed Land Exchange between Nelson Airport Ltd and Nelson Golf Club – Hearing of Objectors**

Mr Steve Cross presented his objection to the Nelson Airport land exchange with the Nelson Golf Club.

Mr Cross advised that the involvement of Council in the land exchange was consuming valuable resources, including staff time. He suggested that Council had not recognised the economic issue, as he believed the freehold title of this land was of no value to Council.

He indicated that dealing with the land exchange today would not be the end of the matter, as block C would need to be advertised, which would in turn utilise further Council resource.

Mr Cross advised Council to leave the land exchange and deal with the freehold issue to recover on costs. He questioned the rationale of the report as he believed it was unclear who would benefit from the land exchange.

Mr Cross also suggested that Council had a conflict of interest with the commercial entity, and there were good reasons to get out of this situation.

Mr Cross said the Nelson Airport needed to strengthen its balance sheet and if all the airport land was given to the airport, its shareholder funds would increase by \$20 to \$30 million, meaning the airport would be able to take on additional debt.

In response to a question, Mr Cross indicated that he had been involved in business transactions most of his working life and that his interest with the airport started about two to three years ago when reading the annual report terms for the airport, which seemed too good to be true. He added that the Nelson Airport Limited balance sheets did not illustrate the true position and that the airport was not running efficiently.

In response to a further question, Mr Cross said there were no downsides to gifting all of the freehold title land to the airport as it was only recognising reality, as the land could only be used by the airport.

Mr Cross said he had not had a conversation with the new airport manager.

## 5. Planning and Regulatory Committee – 27 November 2014

Document number A1288319, agenda pages 91-100 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Planning and Regulatory Committee, held on 27 November 2014, be received.***

McGurk/Fulton

Carried

### 5.1 Report of the Woodburner Working Party

Her Worship the Mayor advised councillors that the WWP were under time constraints along with dealing with a complicated issue. However, there were expectations from the community that there would be the opportunity for engagement.

She advised of the difficulties around constraints such as the National Environment Standards and indicated that she would contact Minister Smith for guidance around the standards, new technologies and airshed boundaries.

She highlighted that the recommendations allowed for engagement with interested persons.

Group Manager Strategy and Environment, Clare Barton, and Planning Manager, Matt Heale, presented the report.

In response to a question, Ms Barton clarified that an interested person could be anyone and she confirmed the airshed boundaries would also be considered.

In response to a further question, Ms Barton informed councillors that there would be no impact on financial efficiencies by bringing forward the review of the AQP, and that the AQP and Nelson Resource Management Plan (NRMP) would still form one document.

There was a discussion relating to previous resolutions made by Council on 28 May 2014, relating to the AQP review.

Attendance: The meeting adjourned from 10.12am until 10.17am.

Her Worship the Mayor stated that she was satisfied previous resolutions were consistent with what was being considered at today's meeting.

Attendance: Councillor Noonan left the meeting at 10.19am and returned at 10.20am.

In response to a question, Ms Barton advised that prohibited activities within the NRMP were more constrained. However, as part of the review process, other Council resource management plans would be investigated along with new technologies such as the Ultra Low Emission Burners (ULEB) woodburners which had recently been approved by Environment Canterbury (ECan). She added that consultation at the beginning of the process was necessary and that the plan change process could not be shortened due to legislative obligations.

In response to a further question, Ms Barton said alternative heating options would be also considered as part of the review.

It was discussed that draft timelines for the AQP review would be important for the community. Ms Barton advised that once the plan change was notified it would take approximately six months to get to a hearing date. She said the plan change would not be notified before winter next year and this was the reality of the Resource Management Act.

Ms Barton clarified that there would be an informal consultation phase, then a formal consultation after plan change notification.

In response to a question, Ms Barton advised that air quality information was required from the start to the end of the plan change process and that a significant amount of data had been compiled to effect a plan change; however, further monitoring data may be needed along with consideration of the advances made by ECan.

There was agreement regarding prioritising community engagement; however, the AQP did not consider warm home provisions.

It was noted that there was always an expectation of community involvement and there was agreement that the recommendations emphasized this.

Her Worship the Mayor added that the air quality provisions had been in place since 2003, and a prohibited status provision was extremely difficult to work with. She said that great progress had been made but air quality plans were living documents. She highlighted the dilemma was that until Council went through the plan change process the law as it was remained.

Resolved

**THAT Council resolves that:**

- (a) The review of the Nelson Air Quality Plan be brought forward 3 years and commence immediately;**

- (b) Engagement with interested persons to hear their views and to help scope the issues to be addressed in the Plan Review will occur early in 2015;**
- (c) Ministry for the Environment officials will be invited to engage directly with Nelson City Council in the preparatory stages of this Plan Review, including hearing the views of interested persons;**
- (d) The preparation of the Air Chapter of the draft Nelson Plan will occur concurrently with continuing monitoring and modelling to support the Plan review;**
- (e) Financial capability for this work will be provided for within existing budgets and the draft Long Term Plan;**
- (f) Council's commitment to a single Nelson Plan remains but, in order to fast track the provisions relating to Air Chapter hearings and final decisions to enable this section to be made operative, this matter will take first priority.**

Acland/Barker

Carried

Attendance: The meeting adjourned for morning tea from 10.45am until 10.59am.

## **6. Trafalgar Centre Progress**

Document number A1283581, agenda pages 52-59 refer.

Acting Manager Capital Projects, Richard Kirby gave a Powerpoint presentation (A1294361). He was joined by Hans-Peter Froeling (OPUS) and Andrew Irving (ISJ Architects).

In response to a question, Mr Kirby advised that screw piles were being used to a depth of 22 metres to strengthen the building and reduce the uncertainty around collapse in the event of an earthquake. He clarified that the focus was on strengthening the building not ground remediation.

In response to a further question, Mr Kirby said that the Trafalgar Centre could be utilised without the northern block, and at the moment each block was being considered separately, to function differently and physically move in different ways.

There was concern raised around the northern end rebuild. Mr Kirby advised that the brief was to work with the current footprint and its

functionality without increasing the scope of the project. He added that it would not be efficient to reuse materials.

Mr Kirby advised that once a concept design had been completed he would be able to provide councillors with an accurate timeline in relation to the opening of the Trafalgar Centre.

It was discussed that the concept design should incorporate Saxton Stadium functionality including the lighting.

There were concerns raised that the northern end of the Trafalgar Centre did not align with Rutherford Park and this needed to be considered when reviewing the concept design. Mr Kirby added that the preference at the moment was an eastern entrance but it was too early in the process to confirm.

There was general agreement that the report was positive news for a valued building and that it was a priority to make it safe. It was noted that it was a difficult item to communicate with the community due to Council liability.

Attendance: Councillor Noonan left the meeting at 11.49am and returned at 11.52am.

A division was called:

Councillor Acland	Aye
Councillor Barker	Aye
Councillor Copeland	Aye
Councillor Davy	Aye
Councillor Fulton	Aye
Councillor Lawrey	Aye
Councillor Matheson	Aye
Councillor McGurk	Aye
Councillor Noonan	Aye
Councillor Rainey	Aye
Councillor Skinner	No
Councillor Ward	Aye
Her Worship the Mayor	Aye

The motion was passed, 12-1.



Resolved

***THAT the report Trafalgar Centre Progress (A1283581) and its attachment (A1289910) be received;***

***AND THAT it be noted that positive progress has been made in identifying alternative solutions to meet the statutory criteria and fulfil community expectations for future use of the Trafalgar Centre;***

***AND THAT to allow for full examination of these choices, concept plans and cost estimates be presented to Council in February 2015.***

Davy/Noonan

Carried

Attendance: Councillor Lawrey left the meeting at 11.53am.

## **7. Interests**

Her Worship the Mayor advised that if anyone had an interest with any item, it should be declared.

## **8. Confirmation of Minutes**

- 8.1 Council – to deliberate on submissions to the draft regional landfill proposal – 25 September 2014

Document number A1254401, agenda pages 13-26 refer.

Resolved

***THAT the minutes of the meeting of the Nelson City Council – to Deliberate on Submissions to the draft Regional Landfill Proposal, held on 25 September 2014, be confirmed as a true and correct record.***

Her Worship the Mayor/Davy

Carried

- 8.2 Council – 20 November 2014

Document number A1282449, agenda pages 27-44 refer.

Resolved

***THAT the minutes of the meeting of the Nelson City Council, held on 20 November 2014, be confirmed as a true and correct record.***

Her Worship the Mayor/Barker

Carried

8.3 Council – 28 November 2014

Document number A1288426, agenda pages 45-49 refer.

Resolved

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

Matheson/Ward

Carried

**9. Status Report – Council 18 December 2014**

Document number A1168168, agenda pages 50-51 refer.

Attendance: Councillor Ward left the meeting at 11.55am.

In response to a question, Group Manager Strategy and Environment, Clare Barton, said the action relating to the Environment Activity Management Plan was from a discussion around earthquake strengthening and environmental programme work, which was to be included in the review of the NRMP.

Attendance: Councillor Lawrey returned to the meeting at 11.57am.

In response to a question, Chief Executive, Clare Hadley advised that the proposed 'wrapping' of NBus was not within SBL's contract details so this was still a work in progress.

Attendance: Councillor Ward returned to the meeting at 11.59am.

It was noted the strategic direction of campgrounds was separate from the property asset review. The property assets review was to understand what Council owns, why Council own it, and whether Council should continue to own it.

Resolved

***THAT the Status Report – Council 18 December 2014 (A1168168) be received.***

Matheson/Davy

Carried

**10. Mayor's Report**

10.1 Letter from the Office of the Auditor General

Her Worship the Mayor provided a verbal report. She advised that she had received a response from the Office of the Auditor General (OAG) in relation to Everyman Records Limited, which was tabled (A1294571).

In response to a question, Her Worship the Mayor reminded councillors that the original report outlined the issues around systems and

processes, and this report needed to be placed back on the agenda for a future Governance Committee meeting.

## 10.2 Housing Accord

Her Worship the Mayor advised that there was a recent announcement from the Housing Accord, which would enable Council opportunities around the supply and affordability of housing in the region. She added that there was a meeting with the Chief Executives of both Nelson and Tasman District Councils to decide whether there was a benefit in entering into the Housing Accord.

There was a concern raised that Housing Accords had been limited in the past, but it was encouraging that Nelson and Tasman had been added.

## 10.3 Cricket World Cup (CWC)

Her Worship the Mayor informed councillors that progress with the CWC was going well, and the cricket ball currently in the Customer Service Centre would be moved to Richmond Mall and then Nelson Airport for promotion. It was noted that the first game in Nelson was sold out.

Her Worship the Mayor thanked councillors and staff for their contribution over the year.

## 11. Nelson Airport Land Exchange

Document number A1282368, agenda pages 60-71 refer.

Group Manager Corporate Services, Nikki Harrison, presented the report.

In response to a question, Ms Harrison informed councillors that the objector's issue was much more complex than what was being considered at today's meeting.

Council heard and considered Mr Cross's objection but did not consider that the points he raised had any relevance to the proposed land exchange and could see no reason why the proposal should not proceed.

Resolved

***THAT the report Nelson Airport - Land Exchange with Nelson Golf Club – further report (A1282368) and its attachments (A1226999, A1235175, A1284188) be received;***

***AND THAT in relation to the exchange of Land between Nelson Airport Limited and the Nelson Golf Club:***

- (1) *Council resolves to request the Minister of Conservation to authorise the exchange of the area of land marked as "Area B" on the plan attached in Attachment 2 (A1235175), being 390 m2 of local purpose reserve vested in the Nelson City Council, and being part of the land described in Certificate of Title 4D/325 (Nelson Registry), for that area of land marked as "Area A" on the plan attached in Attachment 2 (A1235175), being 2230 m2 owned by the Nelson Golf Club, and being the land described in Certificate of Title NL12A/406 (Nelson Registry).*
- (2) *The effect of the exchange of land will be that:*
- a) the area marked "Area B" will become freehold title unfettered as to use and vested in the Nelson Golf Club; and*
  - b) the area marked "Area A" will become aerodrome reserve vested in the Nelson City Council so that its use is consistent with the existing airport land in Certificate of Title 13B/222.*
- (3) *The exchange of land is on condition that all the costs of the exchange are met by Nelson Airport Limited.*

Barker/Davy

Carried

## REPORTS FROM COMMITTEES

### 12. Nelson Regional Sewerage Business Unit – 29 August 2014

Document number A1244806, agenda pages 72-77 refer.

Resolved

***THAT the confirmed minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 29 August 2014, be received.***

Copeland/Ward

Carried

**13. Chief Executive Employment Committee – 21 November 2014**

Document number A1280524, agenda pages 78-81 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Chief Executive Employment Committee, held on 21 November 2014, be received.***

Her Worship the Mayor/Acland

Carried

**14. Works and Infrastructure Committee – 27 November 2014**

Document number A1283438, agenda pages 82-90 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Works and Infrastructure Committee, held on 27 November 2014, be received.***

Davy/Lawrey

Carried

**14.1 Transport Asset Management Plan 2015-25**

Resolved

***THAT the draft Transport Asset Management Plan 2015-2025 (A1156705) be adopted as the version to inform the Long Term Plan 2015-2025.***

Davy/Lawrey

Carried

**14.2 Solid Waste Asset Management Plan 2015-25**

Resolved

***THAT the Draft Solid Waste Asset Management Plan 2015-2025 be adopted as the version to inform the Long Term Plan 2015-2025, noting that change will be required as a result of the implementation of the joint landfill.***

Davy/Lawrey

Carried

Attendance: Councillor McGurk left the meeting at 12.29pm.

**15. Community Services Committee – 4 December 2014**

Document number A1285963, agenda pages 104-114 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Community Services Committee, held on 4 December 2014, be received.**

Rainey/Noonan

Carried

15.1 Modellers' Pond – Update

Attendance: Councillor McGurk returned to the meeting at 12.30pm.

Resolved

**THAT Council note that the option to utilise fish to control the weed and algae in the Modellers' Pond is no longer considered a viable solution;**

**AND THAT a detailed assessment at an estimated cost of \$30,000 on the environmental impacts, capital investment and associated long-term, operational and maintenance costs be undertaken on: three options, namely:**

- 1. Continue to manually clean into the future; or**
- 2. Fill in the Modellers' Pond, landscape and maintain into the future; or**
- 3. Modify the Modellers' Pond to minimise ongoing operational and maintenance costs;**

**AND THAT Council approve this additional cost as unbudgeted operational expenditure;**

**AND THAT staff engage with Pond users and a Tahunanui community representative and seek their contributions in assessing the options;**

**AND THAT results of this detailed assessment be reported back to Council to be able to guide deliberations on the Long-Term Plan.**

Rainey/Noonan

Carried

Attendance: Councillor Barker declared an interest in item 15.2, Upgrade of Tahuna Beach Camp Boilers and left the meeting at 12.31pm.

15.2 Upgrade of Tahuna Beach Camp Boilers

Resolved

***THAT Council extends the principal loan to Tahuna Beach Camp Incorporated by \$120,000 for the purpose of upgrading coal fired boilers, subject to all necessary consents being in place;***

***AND THAT Tahuna Beach Camp Incorporated continues to repay the principal loan at the rate of \$7,000 per month;***

***AND THAT Tahuna Beach Camp Incorporated continues to repay the interest accrued on the entire loan on a quarterly basis.***

Rainey/Noonan

Carried

Attendance: Councillor Barker returned to the meeting at 12.32pm.

15.3 Cultural Display Space at Founders Heritage Park

Resolved

***THAT \$10,000 is allocated in the draft Long Term Plan 2015-25 to fund a report, cost estimates and detailed drawings for a cultural display space at Founders Heritage Park.***

Rainey/Noonan

Carried

**16. Planning and Regulatory Committee – 27 November 2014**

16.1 Insulation and Clean Heating Assistance

Group Manager Strategy and Environment, Clare Barton, presented the report.

In response to a question, Ms Barton confirmed that she would be asking the Energy Efficiency and Conservation Authority for funding.

Resolved

***THAT Council allocate \$40,000 this year (2014/2015) to provide additional funding to Nelson City residents for insulation upgrades in partnership with the Canterbury Community Trust;***

***AND THAT this sum be funded from unspent 2014/2015 Framing our Future and emission budget in the environmental area;***

**AND THAT the Chair of the Planning and Regulatory Committee liaise with the Canterbury Community Trust to develop a partnership for providing home insulation;**

**AND THAT Council support the \$100,000 budget line in the draft Long Term Plan for non-regulatory programmes around the Nelson Air Quality Plan for the 2015/2016 year with the view that some of this money be used to partner with Canterbury Community Trust to support the Warmer Healthier Homes Project programme for 2015/2016;**

**AND THAT at the completion of the 2015/2016 year a report be obtained from the Warmer Healthier Homes Project Steering Group on the outcomes and effectiveness of the scheme, to consider the reconfirmation of funding for subsequent years.**

McGurk/Fulton

Carried

**17. Joint Shareholders Committee – 28 November 2014**

Document number A1281364, agenda pages 101-103 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Joint Shareholders Committee, held on 28 November 2014, be received.**

Barker/Ward

Carried

Attendance: The meeting adjourned for lunch at 12.40pm and resumed at 1.16pm.

**18. 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:***



General subject of the matter to be considered	Reason for passing this resolution in relation to the matter	Particular interests protected (where applicable)
<p><b>Impact of High Court Decision Stanton vs NCC</b></p> <p>This memo contains information relating to Council's position as it relates to the High Court decision.</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"> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>
<p><b>Mayor's Report</b></p> <p>This verbal report contains information regarding a Rugby opportunity</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"> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

Her Worship the Mayor/Barker

Carried

The meeting went into public excluded session at 1.16pm and resumed in public session at 3.22pm.

## 19. Re-admittance of the Public

Resolved

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

Her Worship the Mayor/McGurk

Carried

## 20. Governance Committee – 4 December 2014

20.1 Document number A1285209, agenda pages 115-127 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Governance Committee, held on 4 December 2014, be received.***

Barker/Acland

Carried

20.2 Appointment of Trustee to the Nelson Municipal Band Trust

Resolved

***THAT pursuant to the terms of the Trust Deed dated 14th July 2008, the Council hereby appoints Fiona Webster, Manager Westpac Bank Nelson to act as a Trustee for the administration of the Fund in accordance with the terms of the Deed.***

Barker/Acland

Carried

20.3 Sister Cities Conference 2016

Resolved

***THAT provision of \$20,000 is made in the draft Long Term Plan 2015-2025 for hosting the 2016 Sister Cities Conference.***

Barker/Acland

Carried

20.4 Long Term Plan 2015-25: Draft Assumptions

Resolved

***THAT Council approves the draft assumptions outlined in Attachment 1 (A1238431) to be included in the Long Term Plan 2015-2025.***

Barker/Acland

Carried

20.5 Finance Report for the Period Ending 31 October 2014

Resolved

***THAT the special dividend of \$500,000 from Port Nelson Ltd be used to repay debt.***

Barker/Acland

Carried

20.6 Revenue and Financing Policy

Attendance: Councillor Lawrey returned to the meeting at 3.27pm.

Group Manager Corporate Services, Nikki Harrison presented the report, and tabled document (A1143245).

In response to a question, Ms Harrison said the impact on operational expenditure would be that it would redistribute rates but not influence the amount required for the stormwater/flood protection activities.

There was discussion regarding a mixed rating system, including utilities.

Attendance: Councillor Barker declared an interest with part of item 20.6, Revenue and Financing Policy, and left the meeting at 3.28pm.

Resolved

**THAT following further modelling the Council determined;**

**THAT utility providers be charged stormwater and flood protection based on 50% capital value and 50% fixed charge.**

Matheson/Noonan

Carried

Attendance: Councillor Barker returned to the meeting at 3.30pm.

Resolved

**THAT following further modelling the Council determined;**

**a) Targeted rates for stormwater and flood protection be based on 50% capital value and 50% fixed charge in the Long Term Plan 2015-25;**

**AND THAT the commercial differential be increased to no more than 26% of all rates revenue;**

**AND THAT the updated Revenue and Financing Policy be adopted for inclusion in the Long Term Plan 2015-25.**

Barker/Matheson

Carried

## 21. Regional Transport Committee – 5 December 2014

Document number A1286747, agenda pages 128-132 refer.

Resolved

**THAT the unconfirmed minutes of a meeting of the Regional Transport Committee, held on 5 December 2014, be received.**

Davy/McGurk

Carried

## 22. Extension of meeting

Resolved

***THAT in accordance with Standing Orders paragraph 3.3.7 the meeting continue beyond 6 hours for a further thirty minutes.***

Her Worship the Mayor/Acland

Carried

## 23. 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 Minutes – Public Excluded – 20 November 2014</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)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
2	<b>Public Excluded Status Report - 18 December 2014</b>  This report contains information regarding Plan Change 18 Appeals.	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>
3	<b>Appointment of Trustee to the Economic Development</b>	Section 48(1)(a)  The public conduct of this matter would be	The withholding of the information is necessary: <ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy</li> </ul>

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Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
	<p><b>Agency</b></p> <p>This report contains information regarding the appointment of a Trustee to the Economic Development Agency</p>	likely to result in disclosure of information for which good reason exists under section 7	of natural persons
4	<p><b>Chief Executive Employment Committee – Public Excluded Minutes – 21 November 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Performance Assessment 2013/14</li> <li>• Chief Executive Remuneration Review</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>
5	<p><b>Works and Infrastructure Committee - Public Excluded Minutes – 27 November 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>• Port Nelson Road Stopping – Wildman/Graham</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>Joint Shareholders Committee – Public Excluded Minutes - 28 November 2014</b></p> <p>These minutes contain information regarding:</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"> <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)
	<ul style="list-style-type: none"> <li>Appointment of Director to Port Nelson Board</li> </ul>		
7	<p><b>Community Services Committee – Public Excluded Minutes – 4 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <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)(i) To carry out negotiations</li> </ul>
8	<p><b>Governance Committee – Public Excluded Minutes – 4 December 2014</b></p> <p>These minutes contain information regarding:</p> <ul style="list-style-type: none"> <li>Procedure for Setting Remuneration for Directors of Council Controlled Trading Organisations</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>

Her Worship the Mayor/Barker

Carried

The meeting went into public excluded session at 3.54pm and resumed in public session at 4.08pm.

## 24. Re-admittance of the Public

Resolved

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

Noonan/Lawrey

Carried

There being no further business the meeting ended at 4.10pm.

Confirmed as a correct record of proceedings:

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