

**MINUTES OF A MEETING OF THE GOVERNANCE COMMITTEE HELD IN THE COUNCIL CHAMBER, CIVIC HOUSE, TRAFALGAR STREET, NELSON ON THURSDAY 11 DECEMBER 2008 COMMENCING AT 9.00AM**

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**PRESENT:** Councillor G Thomas (Chairperson), His Worship the Mayor (K Marshall), Councillors I Barker, A Boswijk, M Cotton, M Holmes, A McAlpine, A Miccio (Acting Deputy Chairperson), P Rainey, R Reese and D Shaw

**IN ATTENDANCE:** Chief Executive (K Marshall), Chief Financial Officer (C Fitchett), Divisional Manager Community Services (S Coleman) and Administration Adviser (A Rose)

**APOLOGIES:** Apologies were received and accepted from Councillors G Collingwood and D Henigan

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**1.0 PUBLIC FORUM**

There was no public forum.

**2.0 CONFIRMATION OF MINUTES**

Resolved

***THAT** the minutes of a meeting of the Governance Committee, held on Thursday 30 October 2008, be confirmed as a true and correct record, subject to an amendment on page 6, identifying Councillor Reese as the seconder of the resolution regarding the Youth Barbeque.*

His Worship the Mayor/Reese

Carried

**3.0 GOVERNANCE COMMITTEE STATUS REPORT – DECEMBER 2008**

Agenda pages 9-10 refer.

Resolved

***THAT** the Governance Committee Status Report – December 2008 be received.*

Miccio/Boswijk

Carried

**4.0 FINANCE STATEMENT FOR THE THREE MONTHS TO 30 SEPTEMBER 2008**

Document No 911957, dated 23 November 2008, agenda pages 11-27 refer.

The Chief Financial Officer presented the report. In addition, he tabled a paper which displayed details regarding the rates collection, and he commented on the increase in the amount of rates outstanding.

The Chief Financial Officer then went on to explain the workings of Council's investment account.

In answer to a question, he said that in regard to Council's forestry operation, there was some concern that as a result of the wind event of 30 July 2008, where Council lost approximately \$1,000,000 worth of forestry, this will impact adversely on the net value of the account.

Resolved

**THAT the report be received and the variations noted.**

Shaw/Miccio

Carried

**5.0 UNIQUELY NELSON FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2008**

Memo from the Uniquely Nelson Co-ordinator, dated 6 November 2008, in response to the request made at the last meeting, agenda pages 28-42 refer.

The Chief Financial Officer said that despite the additional information supplied, he still had some questions outstanding, and was waiting for answers from Uniquely Nelson's accountants.

It was agreed that the Chief Financial Officer would report back when he had answers to this query.

Resolved

**THAT that the information be received.**

Reese/Barker

Carried

**6.0 SCHEDULE OF DOCUMENTS SEALED FROM 21 OCTOBER 2008 TO 25 NOVEMBER 2008**

Agenda pages 43-44 refer.

Resolved

**THAT that the information be received.**

Barker/Cotton

Carried

**7.0 PORT NELSON REPORT TO SHAREHOLDERS THREE MONTHS TO 20 SEPTEMBER 2008**

Letter from Mr A O Patterson, Chairman of Port Nelson, dated 31 October 2008, agenda pages 45-46 refer.

Resolved

**THAT the report to Shareholders be noted and received.**

His Worship the Mayor/Shaw

Carried

## 8.0 RIDGEWAYS JOINT VENTURE – FINANCIAL STATEMENTS FOR SIX MONTHS ENDED 30 SEPTEMBER 2008

Agenda pages 47-58 refer.

The Chairman of The Ridgeways Joint Venture, Mr Seddon Marshall, joined the meeting and presented the report.

Resolved

***THAT The Ridgeways Joint Venture Report be received.***

Rainey/Miccio

Carried

## 9.0 PARKING AND VEHICLE CONTROL BYLAW

Document No 713668, dated 26 November 2008, agenda pages 59-62 refer.

The Administration Adviser, Richard Palmer, joined the meeting and presented the report.

Recommendation to the Council

***THAT having considered submissions to the proposed amendment to Bylaw 207 Parking and Vehicle Control that it be amended by adding the following as Clause 29 (iv) thereto:***

***“Every person who breaches the provisions of Clause 14 or Clause 15 hereof shall be liable to a fine of \$200.00.”***

***AND THAT the amendment take effect as from Monday 29 December 2008.***

Shaw/Boswijk

Carried

## 10.0 COMMUNITY ASSISTANCE POLICY REVIEW

Document No 711778, dated 27 November 2008, agenda pages 80-90 refer.

The Manager Community Policy and Planning, Nicky McDonald, entered the meeting and presented the report.

Resolved

***THAT a Working Party of Councillors and Staff be established to review the Community Assistance Policy;***

***AND THAT the issue of office accommodation needs of community groups be dealt with as part of the review.***

Shaw/Holmes

Carried

Resolved

***THAT the Community Assistance Policy Review Working Party comprise Councillors Boswijk, Collingwood, Rainey and Thomas.***

Holmes/His Worship the Mayor

Carried

## 11.0 COMMUNITY ORGANISATION AND ACCOMMODATION SURVEY

Document No 706831, dated 4 November 2008, agenda pages 91-107 refer.

The Manager Cultural, Social and Recreation Services, Kath Inwood, joined the meeting and presented the report.

Resolved

***THAT the Community Organisation Office Accommodation Research be received;***

***AND THAT through the Community Assistance Policy review consideration is given to developing a methodology for the allocation of Council owned facilities to ensure that the provision of accommodation is transparent and fair.***

Reese/Boswijk

Carried

## 12.0 REVIEW OF DRINKING IN PUBLIC PLACES BYLAW

Document No 712463, dated 25 November 2008, agenda pages 63-70 refer.

The Administration Adviser, Richard Palmer, joined the meeting and presented the report, which concerned reviewing the Drinking in Public Places Bylaw.

As a result of discussion, the Committee felt that the areas covered by the Bylaw should be extended. They agreed with the proposals of the Police, which had been circulated via the submission from Inspector McGurk, dated 5 December 2008, and other Councillors suggested other reserves and areas that should be included when the document went out for public consultation.

In addition, it was agreed that the public should be asked whether they wanted all public areas to be covered by this Bylaw.

Recommendation to the Council

***THAT the Drinking in Public Places Bylaw 2003 be put out for public submission pursuant to the special consultative provisions of the Local Government Act 2002, with the following amendments;***

***Schedule A be amended by adding the following under Clause 1:***

***ix "That the area of Stoke Commercial Centre bounded by and including Main Road Stoke, Songer Street, Putaitai Street and Neale Avenue, and Poorman Valley Stream."***

- x      “Extension of the Nelson Business District westwards to include the area bounded by Kerr Street, Gloucester Street, Pioneers Park, Haven Road, ANZAC Park and Halifax Street*

*Schedule A being amended by adding the following under Clause 2:*

- vi     Saxton Field Reserve*
- vii    Isel Park*
- viii   Broadgreen*
- ix     Marsden Reserve*
- x      The Botanics Reserve*
- xi     Paddy’s Knob*
- xii    Green Meadows*
- xiii   Abel Tasman Statue Carpark*

*AND THAT as part of the consultation, Council asks the public whether they would wish all reserves and public areas to be subject to this Bylaw.*

Shaw/Barker

Carried

Attendance: The Meeting adjourned for morning tea from 10.20am-10.40am.

### **13.0    EVENTS STRATEGY AND IMPLEMENTATION**

Document No 707322, dated 26 November 2008, agenda pages 108-131 refer.

Paul Davis, Chief Executive Tourism Nelson Tasman Ltd joined the meeting, and the Divisional Manager Community Services, Susan Coleman, presented the report.

Resolved

*THAT the Nelson Events Strategy’s guiding principles and funding allocation mechanisms detailed in this Report 707322 be approved;*

*AND THAT the Events Management Committee be delegated authority to allocate funding up to \$25,000 per application;*

*AND THAT the Chief Executive be delegated authority to allocate funding \$25,001-\$50,000 per application;*

*AND THAT any allocations greater than \$50,000 require approval by the Governance Committee;*

*AND THAT from July 2009 funding may be allocated for a maximum of three years for signatory and major events in line with funding allocated through the LTCCP;*

*AND THAT staff offer two training sessions per year to community organisations in the use of the Event Website;*

***AND THAT*** a detailed report be submitted to Council annually and a six monthly report be provided via the Councillors' newsletter.

Rainey/Holmes

Carried

Councillor Barker requested his vote against this resolution be recorded.

#### **14.0 COMMUNICATIONS SUBCOMMITTEE**

Minutes of a meeting of the Communications Subcommittee held on 27 November 2008, agenda pages 132-134 refer.

Resolved

***THAT*** the minutes of a meeting of the Communications Subcommittee of 27 November 2008 be received.

Boswijk/Holmes

Carried

Ali Boswijk said that research which was currently being carried out on all the award ceremonies that were currently held in the City, and how those award processes work.

#### **15.0 MEETING SCHEDULE FOR 2009**

The Committee considered the Draft Meeting Schedule for 2009.

Recommendation to the Council

***THAT*** the draft meeting schedule for 2009 be approved.

Thomas/Barker

Carried

#### **16.0 PUBLIC EXCLUDED BUSINESS**

##### **16.1 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.

***i. Confirmation of Public Excluded Minutes – 30 October 2008***

*Reasons:*

*To enable the Council to carry out negotiations or commercial activities without prejudice or disadvantage; and*

*To protect the privacy of natural persons.*

ii. **Governance Committee Status Report – December 2008**

*Reasons:*

*To enable the Council to carry out negotiations or commercial activities without prejudice or disadvantage; and*

*To protect the privacy of natural persons.*

iii. **Nelson Bays Arts Advocacy and Marketing Trust**

*Reason:*

*To protect information where making it available would unreasonably prejudice the commercial position of the person that supplied it.*

iv. **Minutes of a meeting of the Nelson City Council, Tasman District Council Combined Shareholders**

*Reasons:*

*To enable the Council to carry out negotiations or commercial activities without prejudice or disadvantage; or*

*To protect the privacy of natural persons.*

v. **Minutes of part of a meeting of the Communications Subcommittee – Public Excluded**

*Reasons:*

*To enable the Council to carry out negotiations or commercial activities without prejudice or disadvantage; and*

*To protect the privacy of natural persons.*

His Worship the Mayor/Cotton

Carried

Resolved

***THAT Mr Graeme Nahkies, from Boardworks International, remain when the meeting goes into public excluded session.***

Cotton/McAlpine

Carried

The meeting went into public excluded session at 11.15am, and resumed in public session at 12.15pm.

**16.2 Re-admittance of the Public**

Resolved

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

Holmes/Reese

Carried

There being no further business, the meeting closed at 12.15pm.

CONFIRMED AS A CORRECT RECORD OF PROCEEDINGS

\_\_\_\_\_ CHAIRPERSON \_\_\_\_\_ DATE