
Minutes of a meeting of the Nelson City Council – Community Services

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

On Tuesday 6 August 2013, commencing at 10.42am

Present: Councillor A Boswijk (Chairperson), I Barker, G Collingwood, E Davy, K Fulton, J Rackley, P Rainey, R Reese, D Shaw, M Ward

In Attendance: Chief Executive (C Hadley), Executive Manager Support Services/Acting Executive Manager Community Services (H Kettlewell), Acting Chief Financial Officer (T Hughes), Executive Manager Strategy and Planning (M Schruer), Executive Manager Regulatory (R Johnson), Executive Manager Network Services (A Louverdis), Manager Administration (P Langley), Manager Policy and Planning (N McDonald), Manager Community Relations (A Ricker), Principal Adviser Community (J Hawes), Principal Adviser Transport and Roading (R Palmer), Policy Adviser (P Harrington), and Administration Adviser (L Canton)

Apologies: His Worship the Mayor A Miccio, Councillors R Copeland and P Matheson

Opening Prayer

Councillor Davy gave the opening prayer.

1. Apologies

Resolved

THAT apologies be received and accepted from His Worship the Mayor, and Councillors Copeland and Matheson.

Boswijk/Collingwood

Carried

2. Interests

Councillor Boswijk declared a conflict of interest with the agenda item relating to the Local Alcohol Policy.

Resolved

THAT Councillor Rainey chair the part of the meeting dealing with the Local Alcohol Policy matter.

Boswijk/Collingwood

Carried

3. Confirmation of Order of Business

3.1 Late Item – Proposed Sale of Land for Commercial Development

Recommendation

THAT the public excluded item regarding Proposed Sale of Land for Commercial Development 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 consider a time-bound commercial development opportunity.

Boswijk/Reese

Carried

4. Confirmation of Minutes – 25 June 2013

Document number 1543053, agenda pages 6-15 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council – Community Services, held on 25 June 2013, be confirmed as a true and correct record.

Boswijk/Davy

Carried

5. Status Report – Community Services

Document number 1034860 v12, agenda pages 16 refer.

Resolved

THAT the Status Report – Community Service (1034860 v12) be received.

Boswijk/Reese

Carried

6. Portfolio Holder's Report

As this was the last Community Services meeting for this term of Council, Councillor Rainey acknowledged and thanked officers for their work and

support during the term, and thanked Community Services Co-Portfolio Holder, Councillor Jeff Rackley.

Attendance: Councillor Boswijk handed the Chair to Councillor Rainey at 10.45am and left the room for the discussion of the next item.

7. Statement of Proposal for the Draft Nelson City Council Local Alcohol Policy

Document number 1551361, agenda pages 17-73 refer.

Manager Policy and Planning, Nicky McDonald, and Principal Adviser Community, Jenny Hawes, joined the meeting.

Ms Hawes presented the report, and gave a PowerPoint presentation (1569184) outlining key policy elements which she said had been formulated on the basis of informal pre-consultation with health and enforcement agencies and the community.

Ms Hawes advised a correction to paragraph 3.2.4 of the Draft Local Alcohol Policy (1537399), noting that hours for taverns/bars/pubs/nightclubs in areas other than the Nelson Central Business District should read 'Monday to Sunday'.

Councillors discussed the proposed difference in closing times between restaurants/cafes and taverns/bars/pubs/nightclubs. A number of views were expressed, including that a later closing time for restaurants/cafes would promote safer drinking behaviour. An alternative view was expressed that most restaurants/cafes closed at around midnight in any case, indicating there was little demand for later closing time.

In response to a question, Ms Hawes advised that a closing time of 1.00am for Clubs was in line with Tasman District Council's proposed policy.

The meeting considered the inclusion of a one-way door policy. In response to questions, Ms Hawes explained that, because the evidence on the effectiveness of one way door policies was inconclusive, it was recommended that a review of this be built into the policy.

During the discussion, views were expressed that the one way door policy was pragmatic and would result in patrons leaving at staggered times, thereby minimising harm resulting from people congregating on the streets. Opposing views were expressed that staggered departures would not reduce problems on the streets as other factors such as transport delays caused people to congregate.

There was agreement that it was important for Council to have a Local Alcohol Policy and the proposal represented a pragmatic approach taking into account feedback from informal pre-consultation.

Councillor Reese, seconded by Councillor Davy moved:

THAT the Statement of Proposal for the Draft Nelson City Council Local Alcohol Policy report (1551361) and its attachments (1537399, 1520802, 1551661, 1541717) be received;

AND THAT the Statement of Proposal with the amendments as noted this meeting be approved and advertised for consultation in accordance with section 83 of the Local Government Act 2002;

AND THAT the consultation period runs from 8 August 2013 to 16 September 2013.

Councillor Fulton, seconded by Councillor Ward moved an amendment:

THAT restaurants and cafes have the same maximum trading hours as in 3.2.3 and 3.2.4 of the Statement of Proposal (1537399).

There was a discussion about the proposed amendment, with a view expressed that it would provide simplicity. An opposing view was expressed that after midnight, patrons should be on licensed premises with managers experienced in looking after people consuming alcohol, rather than dispersed throughout the city in restaurants and cafes.

The amendment was put and lost. A division was called.

Councillor	
Councillor Barker	No
Councillor Boswijk	Conflict
Councillor Collingwood	No
Councillor Copeland	Apology
Councillor Davy	No
Councillor Fulton	Aye
Councillor Matheson	Apology
Councillor Rackley	No
Councillor Rainey	Aye
Councillor Reese	No
Councillor Shaw	No

Councillor Ward	Aye
His Worship the Mayor	Apology

The meeting turned to consider the original motion.

There was general agreement that it was important to approve the Statement of Proposal for consultation in order to seek the views of the wider community.

Resolved

THAT the Statement of Proposal for the Draft Nelson City Council Local Alcohol Policy report (1551361) and its attachments (1537399, 1520802, 1551661, 1541717) be received;

AND THAT the Statement of Proposal with the amendments as noted this meeting be approved and advertised for consultation in accordance with section 83 of the Local Government Act 2002;

AND THAT the consultation period runs from 8 August 2013 to 16 September 2013.

Reese/Davy

Carried

REPORTS FROM COMMITTEES

8. Youth Council Update

Dana Fulton and Kassiana Barret-Hemi of the Nelson Youth Council provided an update about Youth Council activities.

9. Nelson Youth Council – 7 June 2013

Document number 1527860, agenda pages 74-78 refer.

Resolved

THAT the minutes of the meeting of the Nelson Youth Council, held on 7 June 2013, be received.

Rainey/Fulton

Carried

Attendance: Councillor Boswijk returned to the meeting and resumed the Chair at 11.58am. The meeting adjourned for lunch from 12.00pm to 1.03pm.

10. 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	<p>Public Excluded Minutes – Nelson City Council Community Services – 25 June 2013</p> <p>These minutes confirm the public excluded minutes of the Community Services meeting of 25 June 2013, and also 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>
	<p>Natureland - Options</p>		
2	<p>Public Excluded Status Report – Community Services – 6 August 2013</p> <p>This report contains information relating to:</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>
	<p>Natureland - Options</p>		

3	<p>Potential Sale of Land for Commercial Development</p> <p>This report contains information relating to the potential sale of land for commercial development.</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>	<ul style="list-style-type: none"> • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations
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Boswijk/Collingwood

Carried

The meeting went into public excluded session at 1.03pm and resumed in public session at 3.01pm.

11. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

Boswijk/Rainey

Carried

There being no further business the meeting ended at 3.01pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date