
Minutes of a meeting of the Nelson City Council to Deliberate on Submissions to the draft Annual Plan 2013/14

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

Commencing on Wednesday 29 May 2013 at 9.08am

Present: His Worship the Mayor A Miccio, Councillors I Barker, A Boswijk, G Collingwood, R Copeland, K Fulton, P Matheson, J Rackley, P Rainey, R Reese, D Shaw, and M Ward

In Attendance: Chief Executive (C Hadley), Acting Executive Manager Community Services (R Ball), Chief Financial Officer (N Harrison), Executive Manager Kaihautū/Community Relations (G Mullen), Executive Manager Network Services (A Louverdis), Executive Manager Regulatory (R Johnson), Executive Manager Strategy and Planning (M Schruer), Executive Manager Support Services (H Kettlewell), Senior Accountant (T Hughes), Manager Community Relations (A Ricker), Manager Policy and Planning (N McDonald), Manager Administration (P Langley), Principal Adviser Roading and Transport (R Palmer), Principal Adviser Reserves and Community Facilities (A Petheram), Principal Adviser Utilities (P Ruffell), Project Management Adviser (C Blythe), Annual Plan Administration Adviser (S McLean), and Administration Advisers (L Laird, E-J Ruthven, and L Canton)

Apologies: Councillors E Davy (29 and 30 May), J Rackley (for 29 May) and A Boswijk for lateness (30 May)

Opening Prayer

Councillor Copeland gave the opening prayer.

1. Interests

Councillor Boswijk noted an interest for items relating to the Theatre Royal and the Nelson School of Music.

Councillor Collingwood noted an interest for items relating to the National Council of Women.

Councillor Rainey noted an interest for items relating to the Opera in the Park event.

Councillor Matheson noted an interest for items relating to the Saxton Oval.

2. Confirmation of Order of Business

His Worship the Mayor advised that, following the confirmation of minutes, the meeting would adjourn for a workshop. He said the meeting would reconvene in the Council Chamber after the lunch break.

3. Confirmation of Minutes – Hearing of Submissions to the draft Annual Plan 2013/14 – 16 and 17 May 2013

Document number 1513650, agenda pages 5-22 refer.

It was noted that for item 5.10, Weir should be substituted for Wirr, and item 5.17, Neal should be substituted for Neil.

Resolved

THAT the minutes of a meeting of the Nelson City Council – To Hear Submissions to the draft Annual Plan 2013/14, held on 16 and 17 May 2013, as amended, be confirmed as a true and correct record.

His Worship the Mayor/Boswijk

Carried

Attendance: The meeting adjourned at 9.14am and reconvened at 1.50pm.

4. Report on draft Annual Plan 2013/14 Submissions and Further Information

4.1 Trafalgar Centre

Document number 1505909, agenda pages 23-80 refer.

Principal Adviser Reserves and Community Facilities, Andrew Petheram, joined the meeting. In response to questions, he said that the outcome of a detailed earthquake assessment currently underway would confirm the current safety level of the Trafalgar Centre and inform a more detailed estimate of any required strengthening.

During discussion, a view was expressed that funds should remain available in 2013/14 as previously resolved. Councillors noted the difficulty of allocating funds without knowing the outcome of the geotechnical assessment, but agreed that the facility was important to the community and there was an expectation in the community that this work would be undertaken if possible.

It was noted that, should funding remain in 2013/14, Council officers would need to advise Council on how the work plan might be adjusted to achieve this work.

Resolved

THAT the Council reaffirms its decision made on 21 February 2013:

THAT detailed earthquake and geotechnical assessments of the Trafalgar Centre be undertaken in 2012/13;

AND THAT \$3 million of the total Long Term Plan allocation of \$10.237 million be provided in the draft 2013/14 Annual Plan to address the issues of earthquake strengthening and amenity improvements at the Trafalgar Centre;

AND THAT \$6.452 million of the total Long Term Plan allocation be provided in 2014/15.

His Worship the Mayor/Collingwood

Carried

4.2 Trans-Pacific Partnership Agreement

Resolved

THAT the matter of the Trans-Pacific Partnership Agreement be considered at a full Council meeting by the end of July 2013.

Boswijk/His Worship the Mayor

Carried

4.3 Saxton Oval

Attendance: Councillor Matheson left the table for the Saxton Oval item and did not participate in the discussion.

Councillors agreed that this item be considered after the public excluded session as it was linked with the public excluded Cricket World Cup negotiations.

4.4 New Community Facilities – Indoor Cricket Facility

Councillors discussed whether to defer consideration of providing a site for the facility. In response to questions, the Manager Policy and Planning, Nicky McDonald, explained that Council officers had ongoing concerns about Nelson Cricket's fiscal discipline because its financial management had only recently improved.

Councillor Collingwood, seconded by Councillor Fulton, moved the recommendation in the report

THAT consideration of providing a site at Saxton Field for a community-funded indoor cricket facility be deferred to the next Long Term Plan.

During the debate, some Councillors pointed out that Nelson Cricket had undertaken that there would be no cost to Council other than depreciation. The view was expressed that the benefits to the community outweighed this cost.

His Worship the Mayor, seconded by Councillor Matheson, moved an amendment

THAT the Chief Executive be delegated authority to negotiate draft terms for providing a site at Saxton Field for a community-funded indoor cricket facility in the 2013/14 year, to be reported back to Council.

Councillors discussed the amendment. It was noted that it was important to honour Council's intention to work in partnership with the community when opportunities such as this arose. It was suggested that financial issues could be addressed in a more detailed proposal from Cricket Nelson, and any implications for Council officer time would be reported to Council.

The amendment was put and carried and became the substantive motion.

Resolved

THAT the Chief Executive be delegated authority to negotiate draft terms for providing a site at Saxton Field for a community-funded indoor cricket facility in the 2013/14 year, to be reported back to Council.

His Worship the Mayor/Matheson

Carried

A division was called.

Councillor	
Councillor Barker	Aye
Councillor Boswijk	Aye
Councillor Collingwood	No
Councillor Copeland	Aye
Councillor Davy	Apology
Councillor Fulton	No

Councillor Matheson	Aye
Councillor Rackley	Apology
Councillor Rainey	Aye
Councillor Reese	Aye
Councillor Shaw	Aye
Councillor Ward	Aye
His Worship the Mayor	Aye

4.5 New Community Facilities - Nelson Surf Life Saving Club

It was suggested that, as the Nelson Police had decided to relinquish the lease of their facility at Tahunanui Beach Reserve, the premises be offered for lease to the Nelson Surf Life Saving Club for use as a club base.

Resolved

That the Council encourages the Nelson Surf Life Saving Club to take up the lease of the Nelson Community Police building from November 2013 as the first step to establishing a surf life saving facility in Tahunanui.

Matheson/Reese

Carried

Attendance: The meeting adjourned for afternoon tea from 2.55pm to 3.10pm.

4.6 New Community Facilities - Tennis Clubrooms

Several Councillors expressed support for the Nelson Lawn Tennis Club's proposal to build a relocatable clubrooms at its own cost, noting the Club's history of working with Council and the investment Council had recently made to upgrade the tennis court surfaces.

There was a discussion about whether the clubrooms should be approved before the Rutherford and Trafalgar Parks Development Plan was confirmed by Council. It was noted that in order to be binding, the commitment to relocate the clubrooms must be made by the club as a whole rather than by an individual club official.

Resolved

THAT approval be given for Nelson Lawn Tennis Club to build a relocatable clubrooms next to the courts in Rutherford Park, subject to a resolution from the Club's AGM or SGM that relocation to another site on the Park or from the Park at its cost, upon six months' notice from Council, is acceptable;

AND THAT \$15,000 be provided to fund connection of services to the clubhouse.

Reese/His Worship the Mayor

Carried

Resolved

THAT the Rutherford and Trafalgar Parks Development Plan comes back to Council for deliberation and final adoption in June/July 2013.

Reese/His Worship the Mayor

Carried

4.7 Smoke-free Public Areas and Council Events

During discussion, Councillors agreed that the possibility of extending Council's smokefree policy to events and all of Council's open space areas, should be considered.

Resolved

THAT the possibility of extending Council's smokefree policy to include events be considered as part of the review of the Events Strategy;

AND THAT extending the coverage of the existing smokefree status of playgrounds and sports parks to all open space be considered during the review of the Parks and Reserves Activity Management Plan.

Fulton/Matheson

Carried

Attendance: The meeting adjourned at 3.45pm and reconvened at 9.00am on Thursday 30 May 2013.

5. Continuation of Discussion regarding Report on draft Annual Plan 2013/14 Submissions and Further Information

Document number 1505909, agenda pages 23-80 refer.

In response to a question, the Chief Executive clarified that section 82 of the Local Government Act 2002 allowed submitters the opportunity to present submissions in the manner and format most appropriate to their preferences and needs, and advised Councillors that they could take into account all information presented by submitters.

Attendance: Councillor Fulton joined the meeting at 9.07am.

5.1 Nelson School of Music

Councillors discussed whether the Nelson School of Music should be encouraged to fundraise a specific portion towards any upgrade of its facilities, and whether such fundraising could off-set the cost to Council of considering bringing forward funding to the 2015/16 year. The majority view was that bringing forward funding should be considered as part of the next Long Term Plan.

Attendance: Councillor Ward joined the meeting at 9.11am.

Resolved

THAT Council considers the Nelson School of Music request to bring forward 2019/20 funding of \$4.082million to 2015/16 as part of the next Long Term Plan.

Rainey/His Worship the Mayor

Carried

Councillors also discussed the second, third and fourth clauses of the recommendation as contained within the staff report. Several Councillors supported the clauses as they stood, noting that they demonstrated prudent financial management, and would provide clarity for the Nelson School of Music.

Other Councillors preferred an approach whereby the Chief Executive be delegated to negotiate such aspects with the Nelson School of Music as part of the process of transferring the assets to Council. There was general agreement that the transfer of assets to Council should be completed as soon as possible.

Resolved

THAT the Chief Executive be delegated responsibility to continue to negotiate and provide advice to the Board of the Nelson School of Music in regard to all matters involved in transferring ownership of its assets to Nelson City Council, including but not limited to:

- ***the impact on the quantum of funds available by bringing the project forward;***
- ***repayment of the mortgage of approximately \$167,000;***
- ***and Council's need to consider the impact of funding depreciation and interest cost on rates.***

Collingwood/His Worship the Mayor

Carried

5.2 Theatre Royal

In response to a question, Ms McDonald explained that the Theatre Royal's building valuation resulted in a much higher value than expected, and consequently the higher community rental contributed to a budget shortfall between income and expected outgoings.

It was also noted that community use of the theatre was much higher than expected, which affected the theatre's ability to earn income from commercial shows.

Councillor Rainey foreshadowed his intention to move an alternative motion to the recommendation in the staff report.

Attendance: The meeting adjourned from 9.45am to 9.55am.

Councillor Rainey, seconded by Councillor Fulton moved the motion

THAT the existing allocations of operational funding for the Nelson School of Music and the Nelson Historic Theatre Trust in 2013/14 be confirmed until such time as a new combined entity is formed;

AND THAT a further \$125,000 be made available in 2013/14 to the new entity on its formation for operational expenditure;

AND THAT the total operational funding available to the new entity in 2014/15 be reduced to a maximum of \$300,000;

AND THAT 50% of the current operational funding for the Nelson School of Music and the Nelson Historic Theatre Trust be made available at the beginning of 2013/14.

Councillors discussed the motion. In response to a question, Ms McDonald explained that usual practice was to provide 25% of an operational funding grant at the start of a financial year, but that giving 50% at the start of the financial year would provide financial security to both organisations until a new combined entity was formed. In response to a further question, she explained that a new combined entity governing the assets of the Nelson School of Music and the Nelson Historic Theatre Trust would likely be a charitable trust.

Councillors discussed whether the allocation of an additional \$125,000 was appropriate, given that this had not been signalled in the draft Annual Plan 2013/14, and the new entity was yet to be formed. In response to a question, the Chief Executive advised that the motion did not detrimentally alter the position of the organisations, but rather potentially improved their positions as they moved towards a single entity as consulted on through the Long Term Plan 2012-2022.

Following further discussion regarding potential consequences should the new combined entity not be formed in the 2013/14 year, the mover and seconder agreed to add an additional clause 3 to the motion

AND THAT if the entity is not formed in the 2013/14 year that funding levels in 2014/15 will remain at the levels currently specified in the Long Term Plan 2012-2022.

Resolved

THAT the existing allocations of operational funding for the Nelson School of Music and the Nelson Historic Theatre Trust in 2013/14 be confirmed until such time as a new combined entity is formed;

AND THAT a further \$125,000 be made available in 2013/14 to the new entity on its formation for operational expenditure;

AND THAT if the entity is not formed in the 2013/14 year that funding levels in 2014/15 will remain at the levels currently specified in the Long Term Plan 2012-2022;

AND THAT the total operational funding available to the new entity in 2014/15 be reduced to a maximum of \$300,000;

AND THAT 50% of the current operational funding for the Nelson School of Music and the Nelson Historic Theatre Trust be made available at the beginning of 2013/14.

Rainey/Fulton

Carried

5.3 Buxton Lane

There was general support for allocating funding to enable a creative solution for Buxton Lane in conjunction with the adjacent landowners. It was noted that no expenditure on this issue would occur without the Council's prior approval.

Resolved

THAT up to \$5,000 be allocated to work with the landowners adjacent to Buxton Lane on finding a solution which will discourage antisocial behaviour currently occurring in the lane.

Fulton/Shaw

Carried

Attendance: The meeting adjourned for morning tea, from 10.33am to 10.43am.

COUNCIL ACTIVITY AREAS

5.4 Heart of Nelson Strategy

It was noted that submission 97 was in support of the Heart of Nelson Strategy with regards to the resilience of Nelson's Central Business District.

The Chief Executive explained that the Mayor had asked for an audit of the Heart of Nelson Strategy to be undertaken, and that this could be followed by engagement with central business district stakeholders to identify aspects of the Heart of Nelson Strategy that had been appreciated by the community, and aspects that might be desired in the current environment.

Attendance: Councillor Boswijk joined the meeting at 10.46am.

Councillors discussed various aspects of the Heart of Nelson Strategy, including small projects designed to enhance the central business district environment.

Resolved

THAT \$50,000 operational expenditure be allocated to support work with central business district stakeholders based on Heart of Nelson Strategy, with no expenditure to occur until after the Chief Executive reports to Council on the audit of Heart of Nelson.

His Worship the Mayor/Fulton

Carried

5.5 Transport

5.5.1 Rocks Road Cycle/Walkway

Resolved

THAT submitters on the Rocks Road Cycle/Walkway be advised that the investigation phase work will be tendered in July with a view to commencing by September.

Collingwood/His Worship the Mayor

Carried

5.5.2 Pedestrian Refuge on Main Road Stoke

Councillors discussed submission 92 regarding a request for a pedestrian refuge on Main Road Stoke, outside the Kensington Court Retirement Village.

In response to a question, the Principal Advisor Transport and Roading, Rhys Palmer, explained that this pedestrian refuge was a relatively high priority project in the roading minor improvements work programme. He explained that a report would come to Council in July to allow Council to consider the various projects on the minor improvements list.

It was agreed that this should be reflected in the response sent to submitters on this issue.

5.5.3 Victory School Pedestrian Crossing

In response to a question, Mr Palmer said that, following discussion, Victory School had indicated that moving the pedestrian crossing south would create difficulties around ensuring adequate monitoring of pedestrian crossings by teachers.

5.5.4 St Vincent Street/Vanguard Street Cycleway

In response to questions, Mr Palmer explained the Active Transport Advisory Group process that was on-going with regards to the proposed Vanguard Street/St Vincent Street Cycleway. It was clarified that the

cycleway would not affect the Southern Arterial Corridor, as it would be largely created through painting the roadway.

5.5.5 Public Transport

In response to a question, Mr Palmer confirmed that a review of bus routes and timetables could be considered during the development of the next Regional Land Transport Programme. It was requested that this be included in the response sent to submitters on this issue.

5.5.6 Auckland Point School

In response to a question, Mr Palmer advised that an investigation of the Halifax Street roundabout would inform future discussions regarding the section of Haven Road outside Auckland Point School.

5.5.7 Individual Transport Submissions

Resolved

THAT Council approves the officer recommendations for submissions 11, 15, 72, 101, 105, 175, 177, 185, 188, 199 and 233 in Attachment 1 (1518107).

Matheson/His Worship the Mayor

Carried

5.6 Wastewater

5.6.1 Individual Wastewater Submissions

In response to a question, the Principal Adviser Utilities, Phil Ruffell, explained the background and development of privately owned pump stations. He advised caution when considering whether Council should take over privately owned pump stations, as they were generally not built to Council's engineering standards, and would likely require upgrades.

Attendance: His Worship the Mayor departed the meeting at 11.31am, and Councillor Boswijk assumed the Chair.

Resolved

THAT Council approves the officer recommendations for submissions 16, 158, 167 and 216 in Attachment 1 (1518107).

Boswijk/Rackley

Carried

5.7 Stormwater and Flood Protection

5.7.1 Stormwater and Flood Protection Submissions

Councillors discussed the submissions relating to stormwater issues in the Bronte Street area. In response to a question, Mr Ruffell explained that such issues were not uncommon on hillside areas around Nelson, particularly where development had resulted in increased levels of hard surfaces, thereby forcing additional stormwater into pipe systems.

There was a discussion about the nature of private drainage systems, and whether an additional levy or targeted rate could be applied to properties should Council upgrade private stormwater systems. The Chief Executive advised that officers would consider this issue, and could report back to Council at the meeting to approve the draft Annual Plan 2013/14 on 18 June.

In response to a question, Mr Ruffell explained that there were a number of competing priorities with regards to stormwater, in particular whether it was more important to address hillside streets currently without stormwater systems, or to upgrade current stormwater systems.

The Chief Executive advised that the \$500,000 allocation in the staff recommendation was a general allocation to address stormwater priorities. In response to a question, Mr Ruffell suggested this could be best spent reducing stormwater risks, in particular sensitive areas of Nelson affected by the December 2011 rainfall event, rather than enhancing smaller drainage systems.

Councillors then discussed whether the suggested allocation of \$500,000 was appropriate in response to submissions made to the draft Annual Plan 2013/14. The Chief Executive advised that there were a significant number of submissions regarding stormwater issues, and that there had also been an intervening rainfall event on 21 April, which had led asset managers to the view that urgent stormwater work needed to be undertaken.

Councillor Reese, seconded by Councillor Fulton, moved

THAT Council approves additional funding of \$1,000,000 capital expenditure for stormwater priorities;

AND THAT submitters be advised of the priority of their requests after stormwater investigations take place.

Attendance: His Worship the Mayor returned to the meeting at 11.51am, and resumed the Chair.

In response to a question, the Chief Executive explained that there was sufficient officer capacity to deliver \$500,000 worth of stormwater projects. She said it would be likely that officers would need to address

a backlog of stormwater projects over a period of approximately 3-5 years.

The motion was put and lost.

Resolved

THAT Council approves additional funding of \$500,000 capital expenditure for stormwater priorities;

AND THAT submitters be advised of the priority of their requests after stormwater investigations take place.

Collingwood/Copeland

Carried

5.8 Environment

5.8.1 Individual Environment Submissions

Councillors discussed the possibility of inorganic rubbish collections. It was noted that communities could take responsibility for organising such events without Council necessarily being involved.

A suggestion was made that a city-wide inorganic rubbish collection drive could be promoted through Live Nelson for a specific day. It was emphasised that no budget should be applied to this initiative, and any residents who left unwanted goods outside their properties would be responsible for retrieving or otherwise disposing of their unwanted goods.

The Chief Executive undertook to trial a one-day inorganic rubbish collection drive and report back to Council on its success.

Resolved

THAT Council approves the officer recommendations for submissions 2, 3, 88, 168 and 193 in Attachment 1 (1518107).

His Worship the Mayor/Shaw

Carried

5.9 Social including Arts and Heritage

5.9.1 Museum Storage

Resolved

THAT *submitters be advised of the review underway of the Tasman Bays Heritage Trust storage and other needs with a view to developing solutions to inform expenditure of the funding allocation of \$3.75 million in the Long Term Plan 2012-22.*

Collingwood/His Worship the Mayor

Carried

5.9.2 Natureland

Resolved

THAT *submitters be advised that there is a process underway to resolve the issues facing Natureland.*

Boswijk/Rainey

Carried

5.9.3 Mission to Seafarers

In response to a question, Ms McDonald explained that the Mission to Seafarers was run by a charitable trust, and would be eligible to apply for Community Assistance funding.

A suggestion was made that an informal discussion be had with Port Nelson Limited, regarding the role that the organisation played in supporting an important industry in Nelson, and His Worship the Mayor undertook to do so.

5.9.4 Riverside Murals Project

Councillors discussed the submission relating to the Riverside Murals Project. A suggestion was made that the proposed range of murals would appeal to a variety of tastes, and was a low-cost way of facilitating artwork in the city.

The Chief Executive advised that a report would come to Council regarding this project prior to any expenditure, addressing the impact on officer time, and clarifying whether any other projects would be delayed as a result.

Resolved

THAT \$77,000 be allocated over two years towards the Riverside Murals Project.

Shaw/Ward

Carried

5.9.5 Christmas Decorations in the Central Business District

There was a discussion regarding submission number 66. A suggestion was made that an amount be allocated to Uniquely Nelson to provide a budget for providing a Christmas tree or Christmas decorations in the central business district.

Councillor Copeland, seconded by His Worship the Mayor moved a motion

THAT a sum of \$30,000 be allocated to Uniquely Nelson to assist with the erecting of a Christmas Tree and Christmas decorations in the central business district.

Councillors discussed the motion. A suggestion was made that private companies could sponsor trees or decorations at Christmas time, or that decorations could be placed on Church Hill trees.

The motion was put and lost.

Attendance: The meeting adjourned for lunch from 12.37pm to 1.02pm, during which time His Worship the Mayor and Councillor Rackley left the meeting and the Deputy Mayor, Councillor Boswijk, assumed the Chair.

5.9.6 Returned Servicemen's Memorial Dedication 2015

With regards to submission 232, there was agreement that the Council should consider how it would commemorate the 100 year anniversary of the ANZAC World War 1 campaign in 2015, as it was a significant milestone. It was suggested that the returned servicemen's memorial needed to be treated as a separate matter so that funding could be settled in time for construction to proceed.

During a discussion, it was noted that the memorial would recognise a significant event that has had lasting value for everyone in the community. In this respect, it was thought that the funds sought from Council represented good value for the amount requested. It was suggested that significant national funding was available for World War 1 commemoration events and Council officers could work with the RSA to investigate and access these in the first instance.

Resolved

THAT Council allocates \$30,000 over two years if required, to fund the Returned Servicemen's Association 100 year memorial at Marsden Valley;

AND THAT the Chief Executive report back to Council on options for alternative sources of funding the memorial.

Matheson/Barker

Carried

Attendance: His Worship the Mayor and Councillor Rackley joined the meeting at 1.20pm, at which point His Worship the Mayor resumed the Chair.

5.9.7 Christmas Decorations in the Central Business District

The meeting returned to consideration of what would be an appropriate level of funds to allocate for Christmas decorations, as noted in submission 66.

Resolved

THAT Council allocate \$5,000 to Uniquely Nelson for the purchase of Christmas tree decorations.

Copeland/His Worship the Mayor

Carried

5.9.8 Individual Social, Arts and Heritage Submissions

Resolved

THAT Council approves the officer recommendations for submissions 1, 5, 18, 68, 70, 73, 174, 182, and 198 in Attachment 1 (1518107).

Mayor/Boswijk

Carried

5.10 Parks and Active Recreation

5.10.1 Nelson Intermediate Swimming Pool Community Changing Facilities

Councillors discussed allocating funds to provide changing facilities at the Nelson Intermediate swimming pool for community use, as detailed in submission 181.

There was acknowledgement of the community benefits of the initiative, but some Councillors questioned whether funding facilities on Ministry of Education-owned land could be considered core Council business and suggested that funds should be raised from other sources.

Those speaking against allocating funds said that it would oblige Council to consider funding similar facilities for all schools in the region, and noted that requests to fund similar projects at other schools had been declined in the past.

Those speaking in support of funding the facility noted that the pool was operated as community facility outside of school hours, and upgrading facilities for community use was a community service in line with the requirements of the Local Government Act 2002.

Resolved

THAT Council funds \$20,000 towards Victory Community Health to upgrade the facilities at Nelson Intermediate Swimming Pool.

Fulton/Shaw

Carried

A division was called.

Councillor	
Councillor Barker	No
Councillor Boswijk	Aye
Councillor Collingwood	No
Councillor Copeland	Aye
Councillor Davy	Apology
Councillor Fulton	Aye
Councillor Matheson	No
Councillor Rackley	Aye
Councillor Rainey	Abstained
Councillor Reese	No
Councillor Shaw	Aye
Councillor Ward	Aye
His Worship the Mayor	Aye

During a further discussion, the Chief Executive suggested that it was important to ensure the project would proceed prior to paying funds. Therefore, she advised, funding should be conditional upon the

remainder of the project funding being secured, including the cost of the building consent.

Resolved

THAT funding to Victory Community Health for the swimming pool changing facility project is conditional upon the remainder of funding being secured including the cost of the building consent.

His Worship the Mayor/Shaw

Carried

5.10.2 Public Toilets on Piki Mai – Cathedral Hill

There was a discussion about submission 234, regarding the provision of public toilets on Piki Mai – Cathedral Hill. There was a common view that the Cathedral and the Church Steps were important to Nelson’s tourism industry. It was noted that the Cathedral was increasingly being used as a venue and that the need for public toilets at the top of Piki Mai – Cathedral Hill was well-established.

Councillors considered the cost of funding the facility, and whether it would be more appropriate to provide funding for construction in 2014/15, with some funding in 2013/14 to achieve resource and building consents. They also considered whether they should fund a portion of the total anticipated cost in 2013/14 as it was difficult to predict the cost of consents in advance.

In response to questions, the Executive Manager Network Services, Alec Louverdis, advised that Council officers estimated the cost of construction at \$125,000 based on costs for similar facilities. He said that operation and maintenance costs were estimated at \$15,000 per annum.

Resolved

THAT provision be made in the 2013/14 financial year for a 50% contribution based on an estimate of up to \$150,000 for all matters relating to the design and construction of a toilet block on Nelson City Council land adjacent to Nelson Cathedral;

AND THAT all subsequent maintenance issues be the sole responsibility of Nelson City Council.

Rainey/Fulton

Carried

5.10.3 Individual Parks and Active Recreation Submissions

Ms McDonald noted a correction to the officer recommendation for submission 176 from the Nelson Marina Berth Holders Association Inc

regarding recycling, which should read that the request is covered within an existing programme with no impact on resource.

Resolved

THAT Council approves the officer recommendations for submissions 9, 17, 21, 58, 106, 149, 176 (as corrected), 179, 186, 191, 213, 215, 282, L4 and L5 in Attachment 1 (1518107).

His Worship the Mayor/Boswijk

Carried

5.11 Economic

5.11.1 Tourism and i-Site

Resolved

THAT submissions on this issue are taken into consideration when Tasman District Council's review is complete and the future of Nelson Tasman Tourism is jointly considered.

His Worship the Mayor/Boswijk

Carried

5.11.2 Individual Economic Submissions

In response to a question, the Chief Executive advised that responses to submitters 10 and 114 on the Cricket World Cup 2015 would be updated according to the decision to be made on the matter in public excluded session.

Resolved

THAT Council approves the officer recommendations for submissions 13, 19, 20, 22, 23, 24, 27, 64, 65, 69, 91, 94, 96 and 218 in Attachment 1 (1518107).

His Worship the Mayor/Ward

Carried

5.12 Corporate

5.12.1 Rates and Debt

Resolved

THAT Council notes submitter comments and responds with details of its prudent approach to deficit funding and the adjustments to the Annual Plan made to address concerns about rates and debt.

Boswijk/Rackley

Carried

5.12.2 Individual Corporate Submissions

Resolved

THAT Council approves the officer recommendations for submissions 12, 111, 147, 219, 227 and 231 in Attachment 1 (1518107).

His Worship the Mayor/Rainey

Carried

5.13 Multiple

5.13.1 Opera in the Park Event

Attendance: Councillors Rainey and Copeland left the table and did not participate in discussion or voting for this item.

Councillors discussed part of submission 136 from the Nelson Youth Council asking that Opera in the Park be held annually. It was suggested that, although Council could not justify funding the event annually, it could be held in alternate years to the Adams Chamber Music Festival, thereby ensuring an annual music event in Nelson.

It was noted that this would require Council to fund Opera in the Park in 2013/14 instead of 2014/15 and Councillors discussed how to achieve this with minimal impact on rates.

Resolved

THAT Council supports Opera in the Park in the 2013/14 financial year using funding from the events fund with the intention that Opera in the Park occurs every second subsequent year.

Boswijk/Fulton

Carried

5.13.2 Stoke Bowling Club Stormwater Drainage

Councillors discussed the part of submission 4 from the Stoke Bowling Club relating to stormwater drainage issues on its bowling greens. They agreed that the Club was an important facility in the community. It was noted that the Club had raised the majority of the funds required for stormwater drainage work and suggested that Council should consider funding the remainder.

Resolved

THAT Council grants \$20,000 to the Stoke Bowling Club towards the work required to fix the stormwater drainage issues on its greens.

Matheson/Rainey

Carried

5.13.3 Individual Multiple Submissions

Resolved

THAT, with the exception of the parts of submissions 136 and 4 resolved separately, Council approves the officer recommendations for submissions 4, 8, 14, 59, 71, 93, 97, 98, 100, 116, 134, 136, 142, 146, 153, 155, 157, 159, 160, 162, 166, 169, 178, 187, 189, 190, 192, 194, 195, 202, 214, 228, 229, 230, 280, 283, 295, 296, L3, L7 and L8 in Attachment 1 (1518107).

His Worship the Mayor/Rainey

Carried

5.14 Mediterranean Food Warehouse

Resolved

THAT funding of \$500,000 capital and \$239,000 operational expenditure included in the draft Annual Plan to address the future of the Mediterranean Food Warehouse building be removed and the building be retained for the time being, without strengthening, and used by Council for storage.

Matheson/His Worship the Mayor

Carried

5.15 Other factors in the Annual Plan

Resolved

THAT the Chief Executive be delegated authority to resource additional staffing up to \$200,000 and this resourcing be subsequently reported to Council at a later time.

Boswijk/Fulton

Carried

5.16 Capital Expenditure in 2013/14

The meeting turned to consideration of capital expenditure items. Councillors noted staff advice that a capital programme of \$30-\$40 million could be achieved but that any additional works could compromise achievement of the programme.

5.16.1 Maitai Upgrade and Enhancement

In response to concerns about natural hazard work for the Maitai River, the Chief Executive advised that updated natural hazard modelling was underway. She added that Council officers should not engage with the community on the issue before engaging with the newly elected Council. It was suggested that funding for the project be brought forward to 2014/15 in case it is needed following discussions in early 2014.

Resolved

THAT the Maitai upgrade and enhancement (project 1178 in Attachment 4) be deferred to 2014/15.

Reese/Boswijk

Carried

Resolved

THAT in accordance with Standing Orders paragraph 3.3.7 the meeting continue beyond 6 hours to 4.00pm.

His Worship the Mayor/Boswijk

Carried

5.16.2 Stoke Skatepark

A view was expressed that it was important for Stoke youth to have a space to congregate and they had been asking for this for some years. Councillors considered whether there was an issue of transparency if the project was renamed as a linger node. There was agreement that this project should not be deferred as far as the Long Term Plan 2015-2025 (LTP 2015-2025).

Resolved

THAT funding for Stoke youth park (project 1074 in Attachment 4) be deferred to 2014/15.

Fulton/Rainey

Carried

5.16.3 Todd Bush Road Upgrade

It was suggested that community safety concerns warranted the Todd Bush Road upgrade being a higher priority. Ms McDonald advised that funds for design could be moved to 2014/15 without affecting the project's ability to proceed as construction funding was in 2015/16.

Resolved

THAT funding for Todd Bush Road Upgrade (project 2193 in Attachment 4) be deferred to 2014/15.

Shaw/Fulton

Carried

5.16.4 Art Works Programme

Councillors discussed the art works programme, the Heart of Nelson artwork and sculptures project, and the arts promotion project.

A view was expressed that Council needed to accrue the art works fund in line with its Arts Policy rather than reapplying unspent funds to other projects. In response to a question, Ms McDonald confirmed that no capital projects were planned for the 2013/14 financial year that would fit the Arts Policy criteria.

Resolved

THAT funding for all areas of the arts programme (projects 1143, 1307, and 1305 in Attachment 4) set aside for 2013/14 be accrued and that no physical works be undertaken.

Rainey/Boswijk

Carried

5.16.5 Walkway Lighting Programme

Resolved

THAT funding for the walkway lighting programme (project 1098 in Attachment 4) be deferred to 2014/15.

Shaw/Fulton

Carried

5.16.6 Marina Hardstand

A view was expressed that marina users had been waiting a considerable length of time for a hardstand and therefore this project should not be delayed until the LTP 2015-2025.

Resolved

THAT funding for the Marina Hardstand (project 1769 in Attachment 4) be deferred to 2014/15.

Matheson/Rackley

Carried

5.16.7 Saxton General

It was noted that some of the development at Saxton Field would be jointly funded by Tasman District Council. The Chief Executive suggested ring fencing this item for discussion with the Chief Executive of Tasman District Council, for a report back to the next appropriate Council meeting.

THAT funding for Saxton Field general development be included in the Annual Plan 2013/14 subject to the Chief Executive's advice following discussions with Tasman District Council.

Boswijk/Copeland

Carried

5.16.8 Bishopdale to the Ridgeway Shared Path

Resolved

THAT the Bishopdale to the Ridgeway shared path be deferred for reconsideration in 2014/15.

Shaw/Fulton

Carried

5.16.9 Capital Programme

Resolved

THAT the capital programme of \$56.2 million, reflecting the funding decisions made at this meeting, is adopted.

Boswijk/Mayor

Carried

5.17 Tender advertising

Some concern was expressed that advertising tenders or engaging consultants in advance of Council approval of a project risked predetermination of a decision of Council. The Chief Executive advised

that the projects in question had already been considered by Council and consulted on at some length.

In response to a question, Mr Louverdis advised that tender documentation and advertising would include a provision noting that Council was tendering in advance and was subject to approval in the Annual Plan. He added that contractors were supportive of this approach.

Resolved

THAT approval be granted to officers to advertise tenders for projects currently earmarked for completion in the 2013/14 financial year, specifically Waimea/Motueka upgrade, Quarantine/Songer sewer trunk main, Marsden Valley trunk/express sewer, Water pipe renewals, Tasman (Grove to Cambria) and the last stage of the Maitai Pipeline upgrade, in advance of the approval of the current 2013/14 Annual Plan to give Council officers and contractors a greater chance of success in delivering the 2013/14 capital budget;

AND THAT Council note that officers will bring back a further report in the new financial year suggesting a way forward on the issue of tendering projects in advance of any future Annual Plan approvals process.

Fulton/His Worship the Mayor

Carried

Attendance: The meeting adjourned for afternoon tea, from 3.47pm to 3.52pm.

PUBLIC EXCLUDED BUSINESS

6. 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 Report on draft Annual Plan 2013/14 Submissions and Further Information</p> <p>This report contains information regarding the possible negotiations of contracts, in relation to Council bids for Cricket World Cup 2015, and FIFA Under-20 World Cup 2015.</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)(i) To carry out negotiations

Mayor/Boswijk

Carried

The meeting went into public excluded session at 3.47pm and resumed in public session at 4.11pm.

7. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

His Worship the Mayor/Boswijk

Carried

8. Report on draft Annual Plan 2013/14 Submissions and Further Information - continued

8.1 Saxton Oval

Resolved

THAT Council allocates up to \$30,000 for an awning, scorers box and upgrades to the umpires room at Saxton Oval to meet requirements for One Day International matches;

AND THAT this funding is available only when other external funding is not secured, or granted in full.

Mayor/Boswijk

Carried

9. Disaster Recovery Fund

Chief Financial Officer, Nikki Harrison, advised that the cost of the December 2011 and April 2013 rainfall events accounted for over \$4 million of Council’s debt. Councillors considered how best to fund the disaster recovery fund.

Resolved

THAT Council approves the policy of imposing an excess of \$150,000 per activity for emergency events before the Disaster Recovery Fund is called upon;

AND THAT Council agrees to fund \$450,000 out of activities for the April 2013 rain event and fund the remaining net costs (estimated to be \$698,000) out of the Disaster Recovery Fund;

AND THAT Council put an additional rates amount of \$698,000 into the Disaster Recovery Fund in 2013/14.

His Worship the Mayor/Barker

Carried

10. Officer Report on Submissions to the draft Fees and Charges: Resource Consents Business Unit 2013/14

Document number 1517014, agenda pages 81-93 refer.

His Worship the Mayor suggested that due to the time constraints of the meeting, this item be left to lie on the table for consideration at the Council meeting on 4 June 2013.

Resolved

THAT the item regarding Officer Report on Submissions to the draft Fees and Charges: Resource Consents Business Unit 2013/14, be left to lie on the table for consideration at the Council meeting on 4 June 2013.

His Worship the Mayor/Rackley

Carried

There being no further business the meeting ended at 4.32pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date