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**Minutes of a meeting of the Nelson City Council - Infrastructure**  
**Held in the Council Chamber, Civic House, Trafalgar Street, Nelson**  
**On Thursday 8 August 2013, commencing at 9.02am**

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Present: His Worship the Mayor (A Miccio), Councillors I Barker, A Boswijk, G Collingwood (Co-Portfolio Holder), E Davy (Co-Portfolio Holder), K Fulton, J Rackley, P Rainey, R Reese, D Shaw and M Ward

In Attendance: Chief Executive (C Hadley), Executive Manager Network Services (A Louverdis), Executive Manager Regulatory (R Johnson), Executive Manager Kaihautū/Community Relations (G Mullen), Acting Chief Financial Officer (T Hughes), Manager Strategic Response (C Ward), Manager Policy and Planning (N McDonald), Manager Administration (P Langley), Principal Adviser City Development (D Jackson), and Administration Adviser (E-J Ruthven)

Apologies: Councillor P Matheson, and Councillor R Reese for lateness.

### **Opening Prayer**

Councillor Davy gave the opening prayer.

#### **1. Apologies**

Resolved

***THAT apologies be received and accepted from Councillor Matheson, and from Councillor Reese for lateness.***

His Worship the Mayor/Collingwood

Carried

#### **2. Interests**

There were no updates to the Interests Register. His Worship the Mayor requested councillors to identify relevant conflicts of interests with agenda items as they arose over the course of the meeting.

### 3. Confirmation of Order of Business

His Worship the Mayor noted that there were two further public forum presentations additional to the one specified on the agenda face.

### 4. Public Forum

#### 4.1 202 The Ridgeway Road Stopping

Simon Palmer gave a Power Point presentation (1572685), which he spoke to. He spoke about the background to The Ridgeway extension, and the effects this had had on his property. He noted that he would like to purchase sufficient road frontage in order to construct a garage, and set out a proposal he asked Council to consider meeting.

#### 4.2 White Line Marking on Shared Use Paths around Nelson

Peter Kortegast expressed his gratitude for the use of white line markings on shared use paths around Nelson. He said that the shared use paths were used extensively, and that the white lines were very effective, especially when visibility was limited.

#### 4.3 Rocks Road Shared Path

Ken Beckett spoke about the Terms of Reference for the Rocks Road Shared Pathway. He suggested that it would be impossible to carry out works beyond the sea wall, and invited Council to consider cancelling the proposed project on the basis of the engineers' assessments provided by The Waterfront Association.

In response to a question, Mr Beckett explained that he saw no risk in Council accepting a report provided by a community interest group at face value, as he felt that this was an individual situation, and that Council should take account of the information available.

In response to a further question, Mr Beckett said that he was not a member of, and did not represent, The Waterfront Association.

### 5. Confirmation of Minutes – 27 June 2013

Document number 1545261, agenda pages 9-17 refer.

Resolved

***THAT the minutes of a meeting of the Nelson City Council - Infrastructure, held on 27 June 2013, be confirmed as a true and correct record.***

Collingwood/Davy

Carried

## 6. Mayor's Report

His Worship the Mayor noted that this week marked the anniversaries of the Hiroshima and Nagasaki bombings, and invited Council to re-affirm its nuclear-free position.

Resolved

***THAT Council affirms its policy of maintaining Nelson City as a zone free of nuclear, chemical and biological weapons;***

***AND THAT the establishment or use of nuclear power, nuclear propulsion or the disposal of nuclear waste be prohibited within the Nelson City area.***

Davy/Fulton

Carried

## 7. Status Report - Infrastructure

Document number 1034781 v10, agenda pages 18-19 refer.

Resolved

***THAT the Status Report – Infrastructure (1034781 v10) be received.***

Davy/Shaw

Carried

## 8. Portfolio Holder's Report

Councillor Collingwood noted that this was the last Infrastructure meeting for the Council term. She thanked the Executive Manager Network Services and his staff, and emphasised the impact that the Network Services division had on the functioning of Nelson City. She also acknowledged the cross-over of Infrastructure work with Strategy and Planning officers, and thanked staff in this division as well.

Co-Portfolio Holder Councillor Davy endorsed Councillor Collingwood's comments, and thanked Mr Louverdis for always promptly answering questions.

Resolved

***THAT the Portfolio Holder's Report be received.***

Collingwood/Davy

Carried

9. **Council Owned Earthquake Prone Buildings – Initial Earthquake Assessments Update and Prioritisation for Detailed Assessments**

Document number 1468015, agenda pages 20-28 refer.

Resolved

**THAT the report Council Owned Earthquake Prone Buildings - Initial Earthquake Assessment Update and Prioritisation for Detailed Assessments and its attachments (1554639, 1554644, and 1554648) be received;**

**AND THAT the priority list as detailed in the body of this report (1468015) be approved as the basis to commence detailed assessments for the current 2013/14 financial year proceeding into the 2014/15 financial year;**

**AND THAT a further report be brought back to Council once all detailed assessments and costs of strengthening works for all Council owned buildings have been completed, with the emphasis on a global approach on how to proceed with all Council building assets going forward;**

**AND THAT Council reaffirm its request to officers not to submit initial or detailed assessments (other than those submitted already) to the Building Consent Authority.**

Collingwood/Davy

Carried

10. **Maitai Pipeline Duplication Final Stage**

Document number 1552755, agenda pages 29-32 refer.

Councillors endorsed the project and noted their appreciation of Fulton Hogan's work on the project to date.

Resolved

**THAT the report Maitai Pipeline Duplication Final Stage (1552755) and its attachment (1333425) be received;**

**AND THAT the tender for the Maitai Pipeline Duplication Final Stage for \$3,290,189 from Fulton Hogan Limited be approved.**

Rainey/Davy

Carried

**11. Maitai Walkway: Physical Works Tender**

Document number 1558968, agenda pages 33-36 refer.

Resolved

***THAT the report Maitai Walkway (1558968) and its attachment (1561964) be received;***

***AND THAT the tender for the Maitai Walkway for \$2,788,861 from Fulton Hogan Limited be approved.***

Rainey/His Worship the Mayor

Carried

**12. Heart of Nelson Strategy – The Way Forward**

Document number 1564305, agenda pages 37-53 refer.

Principal Adviser City Development, David Jackson, joined the meeting and presented the report.

In response to a question, Mr Jackson confirmed that stakeholder engagement would be broad, and include both tenants and building owners.

There was a brief discussion regarding the lanes and linkages report referred to in the report. In response to a question, Mr Jackson explained that the lanes and linkages report had not been formally adopted by Council, and it would be up to future Councils to identify whether there were aspects of the report they wished to pursue.

Resolved

***THAT the report Heart of Nelson Strategy – The Way Forward (1564305) and its attachment (1564349) be received;***

***AND THAT the Chief Executive commence engagement with City Centre stakeholders regarding future priorities for implementation;***

***AND THAT the results of the stakeholder engagement and recommendations are reported back to the incoming Council at the earliest opportunity.***

Davy/Boswijk

Carried

### 13. Proposed Road Stopping – 68 Renwick Place

Document number 1551364, agenda pages 54-57 refer.

Resolved

***THAT the report Proposed Road Stopping – 68 Renwick Place (1551364) and its attachment (1542747) be received;***

***AND THAT the Chief Executive be delegated the authority to proceed with the road stopping of 27m<sup>2</sup> of unformed legal road (part of Locking Street road reserve) adjoining the southern boundary of 68 Renwick Place (LOT 1 D P 2941), and to sell that land to the adjoining owners as an amalgamated title, subject to the outcome of the public consultation required under the Local Government Act 1974, and the owners of 68 Renwick Place pay:***

- ***an initial administration fee of \$600 plus GST;***
- ***the value of the land as assessed by a registered valuer;***
- ***all costs associated with the road stopping which may include valuation costs, legal costs, survey costs, Land Information New Zealand costs, public notification costs, hearing costs and/or consultants, Environment Court hearing costs and administration costs in excess of the \$600 deposit referred to above.***

His Worship the Mayor/Rackley

Carried

### REPORTS FROM COMMITTEES

### 14. Nelson Regional Sewerage Business Unit – 15 March 2013

Document number 1481176, agenda pages 58-68 refer.

Resolved

***THAT the minutes of a meeting of the Nelson Regional Sewerage Business Unit, held on 15 March 2013, be received.***

His Worship the Mayor/Collingwood

Carried

**15. Nelson Regional Sewerage Business Unit –  
Extraordinary Meeting – 6 May 2013**

Document number 1504320, agenda pages 69-70 refer.

Resolved

***THAT the minutes of an extraordinary meeting of the Nelson Regional Sewerage Business Unit, held on 6 May 2013, be received.***

Shaw/Boswijk

Carried

**16. Regional Transport Committee – 20 June 2013**

Document number 1539621, agenda pages 71-74 refer.

Resolved

***THAT the unconfirmed minutes of a meeting of the Regional transport Committee, held on 20 June 2013, be received.***

Barker/Davy

Carried

**17. Exclusion of the Public**

**17.1 Public Excluded Item relating to the Brook Waimarama Sanctuary Fence and Conservation Centre**

His Worship the Mayor said that five members of the public would remain in the public excluded part of the meeting for the item relating to the Brook Waimarama Sanctuary Fence and Conservation Centre, and that a resolution allowing them to do so was required.

Resolved

***THAT, in accordance with section 48(5) of the Local Government Official Information and Meetings Act 1987, Dr David Butler (Chair, Brook Waimarama Sanctuary Trust), Craig Wilson (Trustee, Brook Waimarama Sanctuary Trust), David Kerr (Business Development Advisor, Brook Waimarama Sanctuary Trust), Hudson Dodd (General Manager, Brook Waimarama Sanctuary Trust), and David Miller, who has provided advice to Council regarding the Brook Waimarama Sanctuary Trust remain after the public has been excluded, for the item on the Public Excluded agenda relating to the Brook Waimarama Sanctuary Fence and Conservation Centre, as they have knowledge that will assist the Council;***

***AND THAT, in accordance with section 48(6) of the Local Government Official Information and Meetings Act 1987, the knowledge that the above-named people possess relates to:***

- ***Dr David Butler, Craig Wilson, David Kerr and Hudson Dodd - knowledge of the plans relating to the Brook Waimarama Sanctuary Trust Fence and Conservation Centre Project;***
- ***David Miller – knowledge of advice provided to Council relating to the Brook Waimarama Sanctuary Trust.***

Ward/Boswijk

Carried

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><b>Public Excluded Minutes - Nelson City Council Infrastructure – 27 June 2013</b></p> <p>These minutes contain information regarding:</p> <p>Brook Waimarama Sanctuary Fence and Conservation Centre</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)(c) To protect information that is subject to an obligation of confidence</li> <li>• Section 7(2)(e) To avoid prejudice to measures that prevent or mitigate loss to the public</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>

2	<p><b>Public Excluded Status Report – Infrastructure – 8 August 2013</b></p> <p>This report contains information relating to:</p> <p>Southern Arterial Corridor Land Purchase</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>
3	<p><b>Brook Waimarama Sanctuary Fence and Conservation Centre</b></p> <p>This report contains information relating to the Brook Waimarama Sanctuary Business Case and Feasibility Study, and the request to relocate the Brook Conservation Centre into the grounds of the Brook Valley Holiday Park.</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)(c) To protect information that is subject to an obligation of confidence</li> <li>• Section 7(2)(e) To avoid prejudice to measures that prevent or mitigate loss to the public</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
4	<p><b>Two reports regarding Strategic Land Purchases</b></p> <p>These reports contain information regarding potential property purchases</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)(h) To carry out commercial activities</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
5	<p><b>Proposed Road Stopping – 202 The Ridgeway</b></p> <p>This report contains information regarding the possible sale of part of the road reserve.</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>
6	<p><b>Public Excluded Minutes – Nelson Regional Sewerage Business Unit – 15</b></p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would</p>	<p>The withholding of the information is necessary:</p> <ul style="list-style-type: none"> <li>• Section 7(2)(h)</li> </ul>

	<p><b>March 2013</b></p> <p>These minutes confirmed the public excluded minutes of the meeting of 14 December 2013 and also contain information relating to re-testing of the regional pipeline and consideration of liquidated damages</p>	<p>be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>To carry out commercial activities</p>
7	<p><b>Public Excluded Minutes – Nelson Regional Sewerage Business Unit – 6 May 2013</b></p> <p>These minutes contain information regarding the tender of an operation and maintenance contract.</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>

His Worship the Mayor/Fulton

Carried

The meeting went into public excluded session at 9.49am and resumed in public session at 2.03pm.

## 18. Re-admittance of the Public

Resolved

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

His Worship the Mayor/Davy

Carried

There being no further business the meeting ended at 2.03pm.

Confirmed as a correct record of proceedings:

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