



AGENDA

ORDINARY MEETING OF THE NELSON CITY COUNCIL

Thursday 2 October 2008

Commencing at 10.30am

Council Chamber

Floor 2A, Civic House

Trafalgar Street

Nelson

Council Membership:

His Worship the Mayor K Marshall (Chairperson)

Councillors I Barker, A Boswijk, G Collingwood, M Cotton, D Henigan, M Holmes, A McAlpine,
A Miccio, P Rainey, R Reese (Deputy Mayor), D Shaw and G Thomas

B U S I N E S S

As set out below

Ordinary Meeting of the Council
2 October 2008

696698

Refer to
Page No.

APOLOGIES

1.0 OPENING PRAYER

2.0 CONFIRMATION OF MINUTES

Recommendation

21 August 2008

1-13

***THAT** the minutes of the ordinary meeting of the Nelson City Council, held on Thursday 21 August 2008, be confirmed as a true and correct record.*

14 August 2008

14-21

***THAT** the minutes of the ordinary meeting of the Nelson City Council to hear and consider submissions to the Draft Action Plan for Climate Protection Applications for Community Funding held on Thursday 14 August 2008, be confirmed as a true and correct record.*

4 September 2008

22-24

***THAT** the minutes of an Extraordinary meeting of the Nelson City Council held to consider proposals for the development of Trafalgar Park be confirmed as a true and correct record.*

3.0 COUNCIL STATUS REPORT – OCTOBER 2008

25-28

Recommendation

***THAT** the report be received.*

4.0 MEETING DATES

The following procedural resolutions are required:

4.1 Council Meeting – Trafalgar Park

The new date for the Council meeting to hear and consider Submissions to the proposals for the Trafalgar Park is required to be confirmed.

Recommendation

***THAT** the Council meeting to hear and consider submissions to the proposals for Trafalgar Park be held on Tuesday 21 October commencing at 9am, continuation as required at 9am on Wednesday 22 October and following the Environment Committee on Thursday 23 October.*

4.2 Environment Committee

It has been decided, that to prevent any possible clash with the Council meeting to hear and consider Submissions to the proposals for Trafalgar Park, the Environment Committee meeting scheduled for Thursday 23 October will now be held on Tuesday 28 October.

Recommendation

***THAT** the Environment Committee meeting originally scheduled for 23 October 2008 will now be held commencing at 9am on Tuesday 28 October.*

5.0 MAYORS REPORT

5.1 Civic Awards 29-36

Memo from The Mayor dated 25 September 2008.

6.0 REPORTS AND RECOMMENDATIONS OF COMMITTEES AND WORKING PARTIES

6.1 Community Services – 18 August 2008 37-45

6.2 Infrastructure – 4 September 2008 46-52

Recommendation

***THAT** Clause 29 of the Parking and Vehicle Control Bylaw 2004 (No 207) be amended by adding the following as Clause 29(iv):*

“Every person who breaches the provision of Clause 14 or Clause 15 hereof shall be liable to a fine of \$200”;

***AND THAT** special consultation process to introduce the amendment be undertaken.*

Recommendation

***THAT** the report regarding the Wind Storm Event and the Maitai Pipeline Damage on 30 July 2008 be received;*

***AND THAT** the costs associated with the storm event be funded from the Emergency Fund, any money left from the Contingency Fund at the end of the financial year with any shortfall being funded by a loan;*

***AND THAT** future funding to the Emergency Fund be considered by the Council as part of the 2009/10 budget deliberations.*

6.3 Environment – 11 September 2008 53-58

Recommendation

***THAT** the Council approves the Urban Design Protocol Action Plan 2008-2010, (document 670862) attached to report 686951 with the changes agreed at the meeting to be made.*

Recommendation

THAT Council approve the Local Action Plan for Climate Protection 2008 (Document 625843) attached to report 690737 with the changes agreed to by the Environment Committee;

AND THAT the Council note that the implementation of the Action Plan will require additional funding from 2009/2010 subject to discussion and confirmation through the Community Plan process.

Note: The Urban Design Protocol Action Plan 2008-2010 and the Communities for Climate Protection Programme Action Plan are enclosed separately.

6.4 Governance – 18 September 2008

59-67

Recommendation

THAT clause 6.2 of the draft Water Supply Bylaw be amended by adding a new sub-clause (ix) to read “Tramping Off Existing Tracks”;

AND THAT subject to the foregoing amendment Bylaw 217 “Water Supply”, being Attachment 2 to Report No 691610, be adopted;

AND THAT Bylaw 217 come into effect on Monday 13 October 2008;

AND THAT the Terms and Conditions of Connection to the Water Supply System, being Attachment 3 to Report No 6910610, dated 2 September 2008, be adopted;

AND THAT on the coming into effect of Bylaw 217, Bylaw 199 Water Supply (1999) be revoked.

7.0 JOINT NELSON CITY COUNCIL TASMAN DISTRICT COUNCIL COMMITTEES

7.1 Civil Defence Emergency Management Group – 29 August 2008

68-69

8.0 ANNUAL REPORT

70-72

Document No 698038, dated 19 September 2008

Note: The Draft Annual Report is enclosed separately.

9.0 RATING REVIEW WORKING PARTY

73-75

Document No 696343, dated 22 September 2008

10.0 OPERATIVE NELSON AIR QUALITY PLAN

76-77

Document No 695047, dated 22 September 2008

11.0 MELROSE HOUSE RESERVES CLASSIFICATION

78-82

Document No 696301, dated 20 September 2008

12.0 NATURELAND TRANSFER TO ORANA WILDLIFE: TRUST UPDATE **83-85**

Document No 696302, dated 21 September 2008

13.0 RUGBY WORLD CUP LEGAL OPINION **86-88**

Document No 696371, dated 22 September 2008

14.0 REGIONAL TRANSPORT COMMITTEE

A report will be circulated prior to the meeting.

15.0 PUBLIC EXCLUDED BUSINESS

15.1 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) ***Minutes of parts of the meetings of the Nelson City Council, Public Excluded Business – 21 August 2008, 14 August 2008 and 4 September 2008***

Reasons:

To protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied the information; or

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

To protect the privacy of natural persons.

- (ii) ***Council Public Excluded Status Report – September 2008***

Reasons:

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

To protect the privacy of natural persons.

- (iii) ***Minutes of the Community Services Committee, Public Excluded Business – 28 August 2008***

Reasons:

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

To protect the privacy of natural persons.

(iv) ***Minutes of the Corporate Governance Committee Public Excluded Business – 18 September 2008***

Reason:

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 Performing Arts and Conference Centre Steering Group – 29 August 2008***

Reason:

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

(vi) ***Akersten Street***

Reason:

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

(vii) ***Waste Management – Recycling***

Reason:

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

15.2 Re-admittance of the Public

Recommendation

THAT *the public be readmitted to the meeting.*