



# AGENDA

**Ordinary meeting of the  
Nelson City Council  
Governance**

**Tuesday 15 May 2012  
Commencing at 9.00am  
Council Chamber  
Civic House  
110 Trafalgar Street, Nelson**

Membership:

His Worship the Mayor Aldo Miccio, Councillors Ian Barker (Portfolio Holder), Ali Boswijk (Deputy Mayor), Gail Collingwood, Ruth Copeland, Eric Davy, Kate Fulton, Paul Matheson, Jeff Rackley, Pete Rainey, Rachel Reese, Derek Shaw and Mike Ward

## Apologies

## Opening Prayer

### 1. Conflicts of Interest

1.1 Updates to the Conflicts of Interest Register

1.2 Identify any conflicts of interest in the agenda

### 2. Confirmation of Minutes - Governance 1-10

2.1 3 April 2012

Document number 1267280

Recommendation

***THAT the minutes of the meeting of the Nelson City Council - Governance, held on Tuesday 3 April, be confirmed as a true and correct record.***

### 3. Mayor's Report

### 4. Status Report - Governance 11

Document number 1034743

Recommendation

***THAT the Status Report - Governance (1034743) be received.***

### 5. Portfolio Holder's Report

During this part of the meeting the Mayor will be joined by the Governance Portfolio Holder, Councillor Barker.

### 6. Chief Executive Report – Governance 12-13

Document number 1268041

Recommendation

***THAT the Chief Executive Report - Governance (1268041) be received.***

6.1 Nelson Municipal Band Trust Change of Trustee

Recommendation

***THAT pursuant to the terms of the Nelson Municipal Band Trust Deed dated 14 July 2008, the Council hereby appoints Jane McSpirit, Manager of Westpac Bank Nelson, to act as Trustee for the administration of the Fund in accordance with the terms of the Deed.***

7. Rates Remission for Landowners Affected by the December 2011 Rainfall Event

14-21

Document number 1273193

Recommendation

***THAT the December 2011 rainfall event qualifies as a natural calamity event for the purposes of applying the Rates Remission Policy for Land Affected by Natural Calamity;***

***AND THAT the criteria for assessing rates remission for affected properties and the application process be approved;***

***AND THAT the Delegations Register July 2011 be amended to reflect that with regard to the Rates Remission Policy for Land Affected by Natural Calamity, determining the extent of rates remission for qualifying events is delegated to the Chief Financial Officer and the Executive Manager Strategy and Planning;***

***AND THAT after each application round for such rates remission a summary of approved applications and the total value of rates remitted be provided to the Council.***

8. Nelson Tasman Business Trust – ‘Statement of Intent 2012-2013’

22-59

Document number 1279673

Recommendation

***THAT the Nelson Tasman Business Trust ‘Statement of Intent 2012-2013’ be received.***

Sarah Holmes and a Board Member from the Nelson Tasman Business Trust will be in attendance at 9.40am to make a presentation to Council.

9. **Uniquely Nelson - 'Statement of Intent 2012-2013'** 60-73

Document number 1279721

Recommendation

***THAT the Uniquely Nelson 'Statement of Intent 2012-2013' be received.***

Cathy Madigan and Duncan Gray from Uniquely Nelson will be in attendance at 10am to make a presentation to Council.

## REPORTS FROM COMMITTEES

10. **Nelson City Council Tasman District Council Joint Shareholders Committee 30 March 2012** 74-79

Document number 1266611

Recommendation

***THAT the minutes of the meeting of the Nelson City Council Tasman District Council Joint Shareholders Committee held on 30 March 2012 be received.***

10.1 Tourism Nelson Tasman Limited Draft Statement of Intent

Recommendation

***THAT the Tourism Nelson Tasman Limited Statement of Intent for 2012-2013 be approved for signing.***

10.2 Nelson Airport Limited Draft Statement of Intent

Recommendation

***THAT the Nelson Airport Limited Statement of Intent for 2012-2013 be approved for signing, subject to the wording in 5.3 of the Statement of Intent mirroring that of the Port Nelson Ltd Statement of Intent, to make sure the shareholders are advised of any significant decisions before they are made public.***

11. **Kotahitanga Hui - 21 March 2012** 80-85

Document number 1261346

Recommendation

***THAT the minutes of the Kotahitanga Hui held on 21 March 2012 be received***

## 12. Audit, Risk and Finance Committee

86-94

12.1 8 March 2012

Document number 1252743

Recommendation

***THAT the minutes of the Audit, Risk and Finance Committee held on 8 March 2012 be received.***

12.2 17 April 2012

Document number 1277137

Recommendation

***THAT the minutes of the Audit, Risk and Finance Committee held on 17 April 2012 be received.***

## 13. Exclusion of the Public

Recommendation

***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	Public Excluded Governance Minutes 3 April 2012  These minutes contain information regarding: <ul style="list-style-type: none"><li>• Appointment of Director to the City of Nelson Civic Trust;</li><li>• Appointment to the Regional Transport Committee;</li><li>• Nelson Airport</li></ul>	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"><li>• Section 7(2)(a) To protect the privacy of natural persons</li><li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li><li>• Section 7(2)(i) To carry out negotiations</li></ul>

	<p>Limited Statement of Intent 2011-2012;</p> <ul style="list-style-type: none"> <li>• Legal Opinion regarding Rates Remission for Land Affected by Natural Calamity</li> </ul>		<ul style="list-style-type: none"> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>
<b>2</b>	<p>Public Excluded Governance Status Report</p> <p>This report contains information regarding the Nelson City Council Tasman District Council Engineering Services Agreement; and</p> <p>Information about a report containing commercially sensitive information regarding the Nelson Regional Sewerage Business Unit, and governance options regarding the Nelson Regional Sewerage Business Unit</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>
<b>3</b>	<p>Nelson Regional Economic Development Agency - Appointment of Director 2012</p> <p>This report contains information regarding the appointment of a director to the Nelson Regional Economic Development Agency, and contains a recommendation that the appointment be released to the public in due course.</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)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(c) To protect information that is subject to an obligation of confidence</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
<b>4</b>	<p>Appointment of Director – Bishop Suter Trust 2012</p> <p>This report contains information regarding the appointment of a director to the Bishop Suter Trust, and contains a recommendation that the appointment be released to the public in due course.</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>Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>

	Nelson Tasman Joint Shareholders Committee Public Excluded Minutes 30 March 2012	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	<ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> <li>• Section 7(2)(i) To carry out negotiations</li> </ul>
	Audit Risk and Finance Committee Public Excluded Minutes 8 March and 17 April 2012	Section 48(1)(a)  The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	<ul style="list-style-type: none"> <li>• Section 7(2)(i) To carry out negotiations</li> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>

#### 14. Re-admittance of the public

Recommendation

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

#### Note:

- Youth Councillors will be attending the meeting at morning tea time for a 'meet and greet' with Councillors.
- Lunch will be provided at 12.30pm.