

MINUTES OF A MEETING OF THE NELSON CITY COUNCIL HELD IN THE COUNCIL CHAMBER, CIVIC HOUSE, TRAFALGAR STREET, NELSON ON THURSDAY 13 NOVEMBER 2008 COMMENCING AT 9.09AM

PRESENT: His Worship the Mayor K Marshall (Chairperson), Councillors I Barker, G Collingwood, M Cotton, M Holmes, A McAlpine, A Miccio, P Rainey, R Reese (Deputy Mayor), D Shaw and G Thomas

IN ATTENDANCE: Chief Executive (K Marshall), former Chief Executive (V Altmnts) and Administration Adviser (A Rose)

APOLOGIES: Apologies were received and accepted from Councillors A Boswijk and D Henigan

1.0 OPENING PRAYER

The former Chief Executive, Mr Altmnts, read the opening prayer.

2.0 WELCOME TO NEW CHIEF EXECUTIVE

His Worship the Mayor welcomed the new Chief Executive, Mr Keith Marshall, to his new role and said how much he was looking forward to working with him.

The Chief Executive reciprocated the good wishes of the Mayor and Council and said he was particularly looking forward to working with the Council to get the Council Community Plan in place for the future of the City.

3.0 CONFIRMATION OF MINUTES

2 October 2008

Resolved

THAT the minutes of the ordinary meeting of the Nelson City Council, held on Thursday 2 October 2008, be confirmed as a true and correct record.

His Worship the Mayor/McAlpine

Carried

21/22/23 October 2008

Resolved

THAT the minutes of the meeting of the Nelson City Council, held to hear and consider submissions on the Trafalgar Park proposals on Tuesday 21, Wednesday 22 and Thursday 23 October 2008, be confirmed as a true and correct record.

Reese/Shaw

Carried

4.0 COUNCIL STATUS REPORT – NOVEMBER 2008

In answer to a question from Councillor Reese regarding progress with the Saxton Field football ground surround fence, Councillor Miccio advised that a week and a half ago the Football Association had met with the Suburbs Football Club and both the parties were negotiating and hopefully an agreement would be reached before long.

Resolved

THAT the Council Status Report – November 2008, be received.

Thomas/Rainey

Carried

5.0 MAYOR'S REPORT

5.1 LTCCP Workshop 10/11 November 2008

His Worship the Mayor commented on the recent day and a half Council workshop on the LTCCP saying that he was very happy with the progress made.

5.2 New National Government

His Worship the Mayor commenting on the recent General Election results said Nelson was in a good position now that it had its local MP in Government and likely to be in Cabinet. He said that he was looking forward to working with Dr Smith and the new Government.

He advised that he had written a letter of congratulations to both Dr Smith and Ms Maryan Street, congratulating them on the Council's behalf on being returned to Parliament.

Councillor Cotton said that Dr Nick Smith had been strongly advocating for a review of the Resource Management Act and bringing in legislation to enable Nelson City Council and Tasman District Council to merge and those things should be brought into Council's forward planning.

His Worship the Mayor said that he intended to invite Dr Smith to come and address a Council meeting.

Councillor Collingwood said that another priority that Dr Smith had been advocating was the completion of the Southern Link and Council may have to budget accordingly.

Councillor Collingwood also suggested that it might be helpful if there was to be a review of the Resource Management Act for a local reference group to be set up to assist Dr Smith with local implications of the Resource Management Act.

5.3 Mayoral Duties

His Worship the Mayor thanked those Councillors who had assisted him recently with various Mayoral duties.

5.4 Regional Affairs Committee

He reminded the meeting that there was soon to be a Regional Affairs Committee meeting held in Tasman District and he encouraged Councillors to attend.

5.5 Zone 5 Meeting

Councillor McAlpine gave a report on her attendance at the recent Zone 5 meeting saying that it had given her a good opportunity for a new perspective on Local Government.

She said that one significant outcome was the proposal to merge Zones 5 and 6, so the South Island would be one zone of Local Government NZ.

Councillor McAlpine said that the stand out presenter of the day had been Mr Bruce Robertson from the Office of the Auditor General who had spoken about the LTCCP process and the importance of planning and the cost of not planning properly.

In particular Mr Robertson urged Councils to take account of the Emissions Trading Scheme when drawing up their respective LTCCPs.

Councillor McAlpine also said she had found there was a huge synergy between the issues that Council share particularly the issues over youth and alcohol abuse, and the effect that these have on all Councils and the cost.

She also commented on the very excellent networking opportunities there were at the Zone meetings.

The Chief Executive echoed Councillor McAlpine's comments saying that it had been an excellent opportunity for him to get up to speed with Local Government issues.

5.6 Farewell to Viesturs Altmants

His Worship the Mayor said that this was the last Council meeting that Mr Altmants would be attending and paid tribute to the work he had done for Council in the last 10 years.

He said that Mr Altmants had joined the Council on 14 September 1998 as Divisional Manager Support Services he had brought with him a wide range of senior public and private, commercial and legal experience to this position. On 23 August 2001 Mr Altmants had been appointed as Chief Executive and His Worship the Mayor went on to list some of the highlights during Mr Altmants' time as Chief Executive.

He said that he had the greatest respect for Mr Altmants' integrity and commitment and he thanked him in particular for the very smooth way the transition had gone between the outgoing and the incoming Chief Executives.

The Chief Executive paid tribute to Mr Altmants saying that the Council had been enormously well served by him and he felt very humbled to be following him.

Councillors Cotton, Collingwood, Reese, Shaw and Barker all paid their personal tributes to Mr Altmants.

In response Mr Altmants said he was very moved by the words spoken and said that being Chief Executive of Nelson City Council was one of the very best jobs in the country and that it had been a privilege to be able to work for this community and Councillors.

He said that it always troubled him how little the community understood the effort and work put in by Councillors and how little they were paid for their efforts.

He went on to say that over the last few years the extension of wider responsibilities to Local Government has put a very great burden on Councils, in particular, the regulatory areas of Councils.

He paid tribute to the quality of Nelson City Council's decisions and processes and the way it conducted its affairs, and he said that whatever he had achieved must also be to the credit of his Executive Team and the staff, saying that the Council had some of the very best and most loyal staff in the country.

When Mr Altmants concluded his comments, the meeting showed its appreciation by acclamation.

Attendance: The meeting adjourned from 10.20am to 10.25am during which time Councillor Holmes left the meeting.

6.0 REPORTS AND RECOMMENDATIONS OF COMMITTEES AND WORKING PARTIES

6.1 Community Services Committee - 9 October 2008

Resolved

THAT the minutes of a meeting of the Community Services Committee, held on 9 October 2008, be received.

Rainey/McAlpine

Carried

6.2 Infrastructure Committee

16 October 2008

Resolved

THAT the minutes of a meeting of the Infrastructure Committee, held on 16 October 2008, be received and the following recommendations be adopted:

i) Wakatu Square Carpark

That Wakatu Square Carpark remain as an all day carpark and that additional one hour parking meters be installed in respect of the perimeter carparks.

ii) Parking and Vehicle Control Bylaw 2004 Number 207 Amendments to Schedules

That the following alterations be made to the schedules of Bylaw 207, Parking and Vehicle Control – 2004, all as per the attachment to Report No 699312:

a) Schedule 4 – Special Parking Areas

b) Schedule 8 – Time Limited Parking Areas

c) Schedule 9 – No Stopping

Cotton/Rainey

Carried

6.3 Environment Committee

28 October 2008

Resolved

THAT the minutes of a meeting of the Environment Committee, held on 28 October 2008, be received.

Reese/ShawCarried**6.4 Governance Committee**

30 October 2008

Resolved

THAT the minutes of a meeting of the Governance Committee, held on 30 October 2008, be received.

Thomas/MiccioCarried**7.0 DELEGATIONS REGISTER**

Document No 707471, dated 6 November 2008, agenda pages 58-60 refer.

The Manager Strategy and Planning, Mark Tregurtha, joined the meeting and presented the report which he said was to amend the Delegation Register in regard to changes which have arisen since the approval in July 2008.

Resolved

THAT the delegations register dated July 2008 be amended as follows:

THAT the Chief Executive may appoint one of the Executive Team to undertake his functions and delegated authority during any absences;

AND THAT The title Manager Infrastructural Assets be changed to Senior Executive Infrastructure and the title Manager Technical Services be changed to Senior Executive Technical Services;

AND THAT

Delegation G1 - negotiation of property transactions and

Delegation G13 – approval of salary authorisations and travel and

Delegation IA2 – setting of fees, charges and rentals for Infrastructure assets include Level 30 and Level 31 (Senior Executive Technical Services and Senior Executive Infrastructure;

AND THAT Delegation IA14 – Occupancy licences on road reserve is delegated to Senior Executive Technical Services;

AND THAT Council appoint the Divisional Manager Corporate Services (alternate Business Assets Advisor) to the Stoke Heights Joint Ventures (The Ridgeways);

AND THAT the Divisional Manager Corporate Services be appointed as the Council representative to the Nelson Marlborough Seafood Cluster;

AND THAT Sections 90A -90F and S164A of the Land Transfer Act 1952 are included section EC of the delegations register;

AND THAT new delegation 76.1A be included for Level 4 – Senior planner 76.1A to sign covenant terms under section 240(1) of Resource Management Act;

AND THAT The title of Applications officers is changed to Building Consent Officer;

AND THAT The position of Divisional Manager Infrastructure be removed from the delegations register;

AND THAT Delegation IA6 – bylaw enforcement be changed to level 3.2 - Senior Executive Technical Services.

Thomas/Reese

Carried

8.0 PUBLIC EXCLUDED BUSINESS

8.1 Exclusion of the Public

Resolved

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 part of the meeting of the Nelson City Council, Public Excluded Business – 2 October 2008 and 23 October 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 – November 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 – 30 October 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 Governance Committee Public Excluded Business – 30 October 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.

(v) Minutes of Performing Arts and Conference Centre Working Party – 17 October 2008

Reason:

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

(vi) Akersten Street – Alternative Development Options

Reason:

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

Reese/Rainey

Carried

The meeting went into public excluded session at 10.30am and resumed in public session at 11.40am.

8.2 Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

Thomas/McAlpine

Carried

9.0 GENERAL BUSINESS**9.1 The Chairperson Governance Committee**

His Worship the Mayor said that in Councillor Henigan's absence he had asked Councillor Miccio to assume the role of Acting Deputy Chairperson of the Governance Committee.

Councillor Thomas suggested that it would be a good idea if the Mayor or Chief Executive communicate with Councillor Henigan and ask her what her intentions are regarding returning to Council.

There being no further business the meeting ended at 11.40am.

CONFIRMED AS A CORRECT RECORD OF PROCEEDINGS

_____ CHAIRPERSON _____ DATE