
Minutes of a meeting of the Nelson City Council - Governance

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

On Tuesday 18 September 2012, commencing at 9.00am

Present: His Worship the Mayor A Miccio, Councillors I Barker, A Boswijk (Deputy Mayor), R Copeland (Co-portfolio Holder), E Davy, K Fulton, P Matheson, P Rainey, R Reese, D Shaw (Co-portfolio Holder) and M Ward

In Attendance: Acting Chief Executive (R Johnson), Executive Manager Support Services (H Kettlewell), Executive Manager Policy and Planning (M Schruer), Executive Manager Network Services (A Louverdis), Acting Executive Manager Regulatory (M Bishop), Chief Financial Officer (N Harrison), Manager Community Relations (A Ricker), Manager Administration (P Langley) and Administration Adviser (A Rose)

Apologies: Apologies were received and accepted from Councillors G Collingwood and J Rackley

Opening Prayer

The opening prayer was given by Councillor Davy

1. Conflicts of Interest

There were no updates to the Interest Register indicated or any conflicts of interest with items on the agenda identified with the exception of Councillors Rainey and Matheson, who declared a conflict of interest with regard to item 6 Gambling Policy Review 2012.

2. Confirmation of Minutes

Governance – 7 August 2012

Document No. 1350082, agenda pages 1-10 refer.

Resolved

THAT the minutes of a meeting of the Nelson City Council - Governance, held on 7 August 2012, be confirmed as a true and correct record.

Shaw/Rainey

Carried

3. Mayor's Report

There was no Mayor's Report.

4. Status Report

Document No. 1034743 v3, agenda pages 11-12 refer.

Resolved

THAT the Status Report – Governance (1034743 v3) be received.

His Worship the Mayor/Davy

Carried

5. Portfolio Holder's Report

The Co-portfolio Holder, Councillor Shaw, gave a brief verbal report on the recent Regional Sector Group meeting that he had attended on Friday 7 September 2012.

6. Gambling Policy Review 2012

Document No. 1326417, agenda pages 13-49 refer.

Attendance: Councillors Matheson and Rainey declared an interest. Councillor Matheson left the meeting at 9.15am and Councillor Rainey sat back from the table and took no part in the discussion of this item.

The Community Adviser, Jenny Hawes, joined the meeting and presented the report which was to consider a Draft Class 4 Venue Policy and Draft New Zealand Racing Board Venue Policy and to seek approval from Council to release the Policies for public consultation through the special consultative procedure.

There was a minority view that Council should wait until it knows what Central Government's plans were with regard to gambling legislation but the majority view was for Council to press on and release the Statement of Proposal for public consultation.

Resolved

THAT the attached Statement of Proposal in document 1326758 be approved and advertised in accordance with the Special Consultative Procedure (section 83 of the Local Government Act 2002);

AND THAT Council hear, consider and make decisions taking account of community views and all submissions made on the policies;

AND THAT a hearing date of Wednesday 14 November 2012 be scheduled for Council to hear oral submissions and that consideration of all submissions and subsequent decisions be made at later Council meetings.

Shaw/Fulton

Carried

Attendance: Councillor Matheson rejoined the meeting at 9.30am.

7. Environmental Inspections Annual Report 2011/2012

Document No. 1346196, agenda pages 50-65 refer.

The Manager Environmental Inspections Limited, Stephen Lawrence, together with the Acting Executive Manager Regulatory, Mandy Bishop, joined the meeting and answered questions on the report.

Resolved

THAT Attachment 1 report number 1352054, Environmental Inspections Limited Annual Report 2011/12 be received;

AND THAT Council adopt Attachment 2 report number 1346188 as the Nelson City Council Dog Control Activity Report for the year 2011/12;

AND THAT Council publicly notify report number 1346188 by way of newspaper notices, and send the report to the Secretary for Local Government, as required under the Dog Control Act 1996, s.10A(3) and (4);

AND THAT Council adopt Attachment 3 report number 1340753 as the Nelson District Licensing Agency Annual Report for the year 2011/12;

AND THAT Council approve the sending of report number 1340753 to the Liquor Licensing Authority.

Shaw/Boswijk

Carried

8. Regulatory Division Annual Report 2011-2012

Document No. 1358058, agenda pages 66-72 refer.

The Acting Executive Manager Regulatory, Mandy Bishop, presented the report and answered questions.

Resolved

THAT the report (1358058) be received.

Shaw/His Worship the Mayor

Carried

REPORTS FROM COMMITTEES

9. Nelson City Council/Tasman District Council Joint Shareholders Committee

Document No. 1346329, agenda pages 73-76 refer.

Resolved

THAT the minutes of the meeting of the Nelson City Council/Tasman District Council Joint Shareholders Committee held on 27 July 2012, be received.

Boswijk/Rainey

Carried

10. Remuneration Review Committee – 17 August 2012

Document No. 1355458, agenda pages 77-79 refer.

Resolved

THAT the minutes of the meeting of the Remuneration Review Committee, held on 17 August 2012, be received.

Boswijk/Shaw

Carried

11. Audit, Risk and Finance Committee – 21 August 2012

Document No. 1360540, agenda pages 80-84 refer.

Resolved

THAT the minutes of a meeting of the Audit, Risk and Finance Committee, held on 21 August 2012, be received.

Barker/Copeland

Carried

12. Kotahitanga Hui – 17 August 2012

Document No. 1357046, agenda pages 85-90 refer.

Resolved

THAT the minutes of a meeting of the Kotahitanga Hui, held on 17 August 2012, be received.

His Worship the Mayor/Ward

Carried

PUBLIC EXCLUDED BUSINESS

13. 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	Public Excluded Minutes – 7 August December 2012 These minutes contain information regarding: Report by the Mayor on a meeting he attending regarding a property in Trafalgar Street	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">• Section 7(2)(h) To carry out commercial activities
2	Public Excluded Status Report – Governance This report contains information regarding:	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:

2 (cont)	The Nelson City Council Tasman District Council Engineering Services Agreement		<ul style="list-style-type: none"> Section 7(2)(i) To carry out negotiations
	Governance options for, and commercially sensitive information regarding, the Nelson Regional Sewerage Business Unit		<ul style="list-style-type: none"> Section 7(2)(h) To carry out commercial activities Section 7(2)(i) To carry out negotiations
	Negotiations relating to the Tasman Bays Heritage Trust Draft Statement of Intent and Strategic Plan		<ul style="list-style-type: none"> Section 7(2)(i) To carry out negotiations
3	Cricket World Cup 2015 This report contains information regarding the opportunity to be a Host City for Cricket world Cup 2015	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"> Section 7(2)(c) To protect information that is subject to an obligation of confidence Section 7(2)(i) To carry out negotiations
4	Directors Rotations and Fees Council Controlled Organisations 2012/2013 This report contains information regarding Director Appointments and Director Fees for Council controlled organisations and includes a recommendation to release the resolutions to the public when the organisations and individuals involved have been notified.	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 this information is necessary: - <ul style="list-style-type: none"> Section 7(2)(h) To carry out commercial activities Section 7(2)(a) To protect the privacy of natural persons
5	Public Excluded Minutes of the Remuneration Review Committee – 17 August 2012 These minutes contain details of the Acting Chief Executive	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 this Information is necessary: <ul style="list-style-type: none"> Section 7(2)(a) To protect the privacy of natural persons

5 (cont)	Performance Review and Performance and Employment Criteria 2012/2013		<ul style="list-style-type: none"> Section 7(2)(c) To protect information that is subject to an obligation of confidence
6	Public Excluded Minutes of the Audit Risk and Finance Committee – 21 August 2012 These minutes contain details of Delegation of Navigation Safety Responsibilities to Port Nelson Ltd.	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 this information is necessary: <ul style="list-style-type: none"> Section 7(2)(i) To carry out negotiations

His Worship the Mayor/Shaw

Carried

The meeting went into public excluded session at 10.02am and resumed in public session at 12.17pm.

14. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

His Worship the Mayor/Reese

Carried

There being no further business the meeting ended at 12.17pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date