
Minutes of a meeting of an Extraordinary meeting of the Nelson City Council – Council Owned Earthquake Prone Buildings

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

On Tuesday 21 August 2012, commencing at 11.00am

Present: Deputy Mayor A Boswijk (Chairperson), Councillors G Collingwood, R Copeland, E Davy, K Fulton, J Rackley, R Rainey, R Reese, D Shaw and M Ward.

In Attendance: Acting Chief Executive (R Johnson), Executive Manager Network Services (A Louverdis), Senior Legal Adviser (V Altmnts) and Administration Adviser (A Rose)

Apologies: Apologies were received and accepted from His Worship the Mayor A Miccio and Councillors Barker and Matheson

Opening Prayer

The opening prayer was given by Councillor Davy

1. Conflicts of Interest

There were no updates to the Conflicts of Interest Register notified or any conflicts of interest with items on the agenda identified.

2. Public Forum

Mr Peter McNairney of Mediterranean Food Warehouse together with his Solicitor Mr Graham Allan of Pitt and Moore joined the meeting. Mr McNairney tabled a paper (document no. 1367059) which he read. The paper set out the consequences to Mediterranean Foods Limited from the Council resolution of 28 June 2012 to close certain Council owned buildings that are deemed earthquake prone. The paper also presented two proposals from Mediterranean Foods Limited to resolve the situation.

Mr McNairney and Mr Allan answered Councillors' questions.

In reply to a question regarding the level of compensation Mr McNairney would be seeking, Mr McNairney indicated a figure of around \$180,000.

Councillor Boswijk thanked Mr McNairney and Mr Allan for their attendance at the meeting.

3. 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	<p>Council-owned Earthquake Prone Buildings – Way Forward</p> <p>This report contains information regarding negotiations with commercial tenants.</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"> • Section 7(2)(g) To maintain legal professional privilege • Section 7(2)(h) To carry out commercial activities • Section 7(2)(i) To carry out negotiations

Boswijk/Reese

Carried

The meeting went into public excluded session at 11.15am and resumed in public session at 12.48pm.

4. Re-admittance of the Public

Resolved

THAT the public be re-admitted to the meeting.

Boswijk/Copeland

Carried

5. Extraordinary Meeting Tuesday 4 September 2012

The meeting then discussed the need for a further Extraordinary Meeting so the matter Council Owned Earthquake Prone Buildings could be further considered and progressed. It was agreed that the Extraordinary Council Meeting would be held on Tuesday 4 September 2012.

Resolved

THAT an Extraordinary Council Meeting be held on Tuesday 4 September 2012.

Collingwood/Copeland

Carried

There being no further business the meeting ended at 12.48pm.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date