

# MINUTES

**TITLE:** Tasman District Council  
**DATE:** Thursday 5 March 2009  
**TIME:** 9.30 am  
**VENUE:** Council Chamber, 189 Queen Street, Richmond.

**PRESENT:** Mayor R G Kempthorne (Chair), Crs T B King (Deputy Mayor), S J Borlase, R G Currie, B F Dowler, J L Edgar, B W Ensor, G A Glover, J L Inglis, T E Norriss and E J Wilkins.

**IN ATTENDANCE:** Chief Executive (P J Wylie), Corporate Services Manager (M W Staite), Engineering Manager (P Thomson), Strategic Manager (S Edwards) and Administration Officer (B D Moore).

## APOLOGIES

Moved Crs Wilkins/Glover  
CN09/03/01

**THAT** apologies for absence from Crs Riley, Bryant and Higgins for absence be sustained.

## CARRIED

### 1 PUBLIC FORUM

Mr R Hynd of Motueka spoke about the problems in Motueka and other areas of the district with Freedom Camping. He said that, as Council has only issued a guideline and not a bylaw, this is unenforceable. My Hynd suggested that Council work with Nelson City Council to regulate the problems associated with people camping or living in vehicles other than within camping grounds.

### 2 APPROVAL OF MINUTES

#### 2.1 Tasman District Council – 29 January 2009

Mayor Kempthorne advised of an amendment required to Item 17 about updated targeted rating area maps. He said an additional paragraph was needed. The Engineering Manager noted that an error on the Mapua Stopbank Rating Area Map. He advised that the three sections adjacent to the coast not coloured in blue, should have been coloured and included in the rating area. Discussion ensued on the reason for these three sections being included.

Resolution CN09/01/16 required amendment with the addition of the following words:  
*“with the addition of three sections to the Mapua Stopbank Rating Area Map as outlined by the Engineering Manager”.*

**Moved Crs Borlase/Norriss  
CN09/03/02**

**THAT the minutes of the Tasman District Council meeting held on 29 January 2009, containing resolutions CN09/01/01 to CN09/01/16, as amended within Item 17, be approved.**

**CARRIED**

## **2.2 Tasman District Council Extraordinary Meeting February 2009**

Cr Glover asked that her comments under Item 1 Uniform Annual General Charge be amended to read:

*“Cr Glover said it disproportionately affects the poorer people to the benefit of those that are asset rich and cash poor, and would not support the increase.”*

**Moved Crs Inglis/King  
CN09/03/03**

**THAT the minutes of the Tasman District Council meeting held on 19 February 2009, containing resolutions CN09/02/01 to CN09/02/03, as amended within Item 1, be approved.**

**CARRIED**

## **3 MACHINERY RESOLUTIONS**

**Moved Crs Norriss/Edgar  
CN09/01/04**

**THAT the execution of the following documents under the seal of Council be confirmed:**

### **DEEDS OF LEASE**

**V Brabant – 41111L4 – renewal of hangar lease at Motueka Aerodrome.**

**Timeless Creations – Lease of 63 Commercial Street, Takaka (old library).**

### **DEEDS OF LICENCE**

**Colin Langford – Langford Farms – Grazing Licence – 11964L1**

### **COVENANT**

**B E & J D Baxter and J H McDowall – RM080962 – covenant to ensure second dwelling will be removed from site when new dwelling is occupied.**

### **EASEMENTS IN GROSS**

**Fletcher Vautier Moore – RM060623 – Easement in Gross in favour of Council for right to drain water and rural emanations.**

### **SURRENDER OF EASEMENT**

**K Heslop – RM080099 – Surrender of easements that are no longer required.**

**Motueka Builders – RM030707 – surrender of easement to drain water that is no longer required.**

#### **ESPLANADE STRIP INSTRUMENT**

**CBH & ROR Property Holdings Ltd – RM050447 – esplanade strip instrument as required by resource consent.**

**CARRIED**

#### **4 ELECTED MEMBERS REMUNERATION 2009/2010**

A report of 20 February 2009 from the Corporate Services Manager recommended that the Council continues to use the Model 'G' formula and recommended proposed remuneration levels from 1 July 2009.

**Moved Crs King/Glover  
CN09/03/05**

**THAT the Model "G" formula be used to calculate the salaries from the increased pool:**

**Model 'G'.**

**The 2009/2010 Remuneration Pool is \$508,550 (including Mayor's Salary of \$96,553).**

<b>Available Remuneration Pool (2009/2010 year)</b>	<b>\$411,997</b>
<b>Total Points</b>	<b>184</b>
<b>Point Value</b>	<b>\$2,239.11</b>

	<b>Total Points</b>	<b>Current Salary/ Member/Year</b>	<b>Proposed Salary/</b>	<b>Total Remuneration from Pool</b>
<b>4 Chairs @ 16 points</b>	<b>64</b>	<b>\$35,678.88</b>	<b>\$35,825.77</b>	<b>\$143,303.04</b>
<b>9 Councillors @ 12 points</b>	<b>108</b>	<b>\$26,759.16</b>	<b>\$26,869.32</b>	<b>\$241,823.89</b>
<b>2 Com Bd Chairs @ 4.8 points</b>	<b>4.8*</b>	<b>\$10,703.66</b>	<b>\$10,747.73</b>	<b>\$10,747.73</b>
<b>6 Com Bd members @ 2.4 points</b>	<b>7.2*</b>	<b>\$5,351.83</b>	<b>\$5,373.87</b>	<b>\$16,121.60</b>
	<b>184</b>			<b>\$411,996.26</b>

**\*NB – Half the Community Board remuneration is outside of the remuneration pool.**

**CARRIED**

## 5 UPPER MOUTERE SPEED LIMIT CHANGE

From the Roading Asset Engineer S Elkington, a report of 18 February 2009, requested that Council adopts the proposal to lower the speed limit through Upper Moutere village from 70 kph to 50 kph.

**Moved Crs Norriss/Inglis  
CN09/03/06**

**THAT the Tasman District Council adopts the following proposal to its consolidated Bylaw Chapter 4 – Speed Limit Bylaw 2004, to lower the speed limit through the Upper Moutere village from 70 kph to 50 kph and for this change to come into force on Wednesday 1 April 2009.**

**CARRIED**

## 6 TRAFFIC CONTROL BYLAW 2005 – PARKING RESTRICTION CHANGES

The agenda contained schedules of parking changes to Council's Traffic Control Bylaw 2005.

**Moved Crs Inglis/Wilkins  
CN09/03/07**

**THAT Tasman District Council adopts the following schedules of Parking Restriction changes to its consolidated Bylaw Chapter 7 – Traffic Control Bylaw 2005:**

### FIRST SCHEDULE PARKING RESTRICTIONS

#### PART A – MOTUEKA

Wallace Street (South side)	DELETE	Parking 60minutes commencing 75metres west of the west side boundary of Wilkinson Street intersection and extending in a westerly direction for approximately 66metres
Wallace Street (South side)	ADD	Parking 60minutes commencing 50metres west of the west side boundary of Wilkinson Street intersection and extending in a westerly direction for approximately 91metres
Whakarewa Street (North side)	ADD	No Parking or Stopping extending from High Street to Naumai Street.
Martin Farm Road (Kaiteriteri) – Both sides	ADD	No Parking or Stopping extending from Riwaka Kaiteriteri Road for a distance of approximately 480metres.
Riwaka Kaiteriteri Road (Kaiteriteri) – Both sides	ADD	No Parking or Stopping extending from the 30 kph Speed Limit signs south of Rowling Road to Inlet Road.

**PART B - RICHMOND**

<b>Chelsea Avenue (North side)</b>	<b>ADD</b>	<b>No parking or stopping extending from Wensley Road in an easterly direction for approximately 40metres.</b>
<b>McIndoe Place (East side)</b>	<b>ADD</b>	<b>No Parking or Stopping extending from Queen Street to McGlashen Avenue.</b>
<b>McIndoe Place (West side)</b>	<b>ADD</b>	<b>No Parking or Stopping extending from Queen Street to McGlashen Avenue.</b>
<b>McIndoe Place (West side)</b>	<b>DELETE</b>	<b>No parking or stopping extending from Queen Street to where the roadway widens approximately 23metres south of the southern boundary of McGlashen Avenue.</b>
<b>Poutama Street (Northern side)</b>	<b>ADD</b>	<b>No parking or stopping starting from a point approximately 105 metres west of the western boundary of Gladstone Road and extending around the outside of the curve in a south westerly direction for approximately 60 metres.</b>
<b>Croucher Street (East side)</b>	<b>DELETE</b>	<b>No parking or stopping extending north of the Queen Street/Croucher Street intersection for a distance of 41 metres.</b>
<b>Croucher Street (East side)</b>	<b>DELETE</b>	<b>Parking 10 minutes starting 41 metres north of the Queen Street/Croucher Street intersection and extending for 14 metres.</b>
<b>Croucher Street (East side)</b>	<b>DELETE</b>	<b>Parking 60 minutes starting 55 metres north of the Queen Street/Croucher Street intersection and extending for 54 metres.</b>
<b>Croucher Street (West side)</b>	<b>DELETE</b>	<b>No parking or stopping extending north of the Queen Street/Croucher Street intersection for a distance of 64 metres.</b>
<b>Croucher Street (West side)</b>	<b>DELETE</b>	<b>Parking 60 minutes starting 64 metres north of the Croucher Street/Queen Street intersection and extending for 20 metres.</b>
<b>Queen Street (North side)</b>	<b>ADD</b>	<b>10 number 10 Minute angle parking as indicated by signs in front of numbers 126 and 128 Queen Street.</b>
<b>Sundial Square Road (North side)</b>	<b>ADD</b>	<b>6 number 30 Minute carparks as indicated by signs and extending along the northern side of the roadway.</b>
<b>Sundial Square Road (South side)</b>	<b>ADD</b>	<b>No parking or stopping extending from Queen Street to McGlashen Street.</b>
<b>Sundial Square Road (North side)</b>	<b>ADD</b>	<b>No parking or stopping where indicated by markings extending from Queen Street to McGlashen Street.</b>
<b>McGlashen Avenue (South side)</b>	<b>ADD</b>	<b>Parking 10 Minutes in front of numbers 11A and 13 McGlashen Avenue.</b>

## CARPARKS & SERVICE LANES RICHMOND

Petrie Carpark	DELETE	78 number 120 Minute carparks as indicated by signs and extending from and including behind the Richmond Library to the walkway from Sundial Square
Petrie Carpark	ADD	33 number 120 Minute carparks as indicated by signs and extending from and including behind the Richmond Library to the walkway from Sun Dial Square
Petrie Carpark	ADD	6 number 15 Minute carparks adjacent to the walkway extending between Sundial Square and Petrie Carpark as indicated by signs.
Petrie Carpark	ADD	9 number 30 Minute carparks as indicated by signs in the first row behind properties 272 and 276 Queen Street.
Harkness Carpark (Extending between Library Service Lane and McIndoe Place)	ADD	6 number 60 Minute carparks as indicated by signs and extending along the northern side of the accessway linking the Library Service Lane to the Petrie/Harkness Carpark Service Lane.
Post Office Carpark/Croucher Street	DELETE	Parking 10 Minutes for the area directly in front of the Post Office building in Croucher Street for 11 car parking spaces.
Post Office Carpark/Croucher Street	DELETE	Parking 120 Minutes for the rest of the area in the Post Office Carpark in Croucher Street.
Sundial Square Carpark	ADD	17 number 20 Minute carparks as indicated by signs and extending along in front of properties 11,13 and 15 Sundial Square
Sundial Square Carpark	ADD	14 number 120 Minute carparks as indicated by signs and occupying the north eastern end of the carpark.
Sundial Square Carpark	ADD	17 number 60 Minute carparks as indicated by signs and extending along the southern side of the carpark.

## THIRD SCHEDULE BUS STOPS

### PART A – MOTUEKA

High Street (West side)	DELETE	Stopping 10 Minutes commencing 217 metres north of the High Street/Whakarewa Street intersection and extending 21 metres north.
High Street (West side)	ADD	Commencing 150 metres north of the northern boundary of Whakarewa Street and extending 17metres in a northerly direction.

**FOURTH SCHEDULE  
PARKING SPACES FOR DISABLED PERSONS**

**PART A – MOTUEKA**

High Street (West side)	ADD	Two number 60 Minute parks in front of property 236 High Street
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**PART B – RICHMOND**

Post Office Carpark	DELETE	Outside premises occupied by New Zealand Post – 1 Space
Sundial Square Carpark	ADD	2 number 60 Minute parks at the southern end of the carpark.

**FIFTH SCHEDULE  
OBSTRUCTION OF FOOTPATHS  
(AREAS WHERE USE OF SKATEBOARDS, GO-CARTS, ROLLER BLADES, ROLLER SKATES & OTHER MOBILE RECREATIONAL ITEMS ARE PROHIBITED)**

Queen Street	ADD	Restriction extends from Gladstone Road to Salisbury Road.
Sundial Square Footpath including Carpark Area	ADD	Restriction extends from Queen Street to McGlashen Avenue.

**EIGHTH SCHEDULE  
MOTOR CYCLE PARKS**

**PART A – MOTUEKA**

High Street (West side)	ADD	One number 60Minute park in front of property number 220 High Street
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**NINTH SCHEDULE  
ONE-WAY STREETS (ROADS)**

**PART B – RICHMOND**

Croucher Street	DELETE	Extending between Queen Street and McGlashen Avenue.
Sundial Square Road	ADD	Extending between Queen Street and McGlashen Avenue.

**CARRIED**

## **7 MAYORS REPORT**

### **7.1 Mayors Report January/February 2009**

Mayor Kempthorne spoke to his report of 4 March 2009. He said that the matter of funding the Nelson Bays Community Law was an issue being investigated by MP Nick Smith.

The Mayor said that remits to the Local Government NZ conference close Monday 18 May and Councillor Norriss suggested that this is an opportunity for the matter of mileage and airfares.

The issue of the road from Golden Bay to Karamea had been raised by a Motueka resident and Mayor Kempthorne said that he would respond to that.

**Moved Crs Ensor/King  
CN09/03/08**

**THAT the Mayors Report for January/February 2009 be received.**

**CARRIED**

### **7.2 Attendance at LGNZ Conference 27-29 July 2009**

Mayor Kempthorne suggested that this would be an important conference and would be attended by himself and the Deputy Mayor, and he sought attendance from one of the newer Councillors.

**Moved Crs Norriss/Borlase  
CN09/03/09**

**THAT attendance at the 2009 Local Government NZ conference approved as the Mayor and Deputy Mayor, and that the three newer Councillors liaise on the matter and advise the Mayor's Assistant on the proposed Councillors attendance.**

**CARRIED**

### **7.3 Standing Committees Membership**

Mayor Kempthorne responded in his report to an opinion piece written in the Nelson Mail on Saturday 14 February 2009. This article had expressed an opinion that Councillors may be overcommitted and unable to cope in practice with governance because of Council's unitary authority role and the membership of all Councillors on each standing committee, resulting in overwork.

Cr Norriss expressed agreement with Mayor Kempthorne stating that the current procedure assists in allowing newer Councillors an opportunity for rapid familiarisation with the business of Council.

**Moved Crs King/Wilkins  
CN09/03/10**

**THAT Council confirms that all Councillors remain members of each standing committee, and that Council confirms and supports its status as a Unitary Authority.**

**CARRIED**

## **8 CITIZENSHIP CEREMONY**

**The following candidates received Citizenship Certificates from Mayor Kempthorne:**

**Mrs Brigitte Amalia Climo  
Miss Amalia Mary Lasplace  
Mrs Arlene Couling  
Mrs Marian Daphne Valerie Bevan  
Mr Philip Bevan  
Mr Kevin George Critchley  
Mrs Janet Susan Critchley  
Mr Trung Xuan Do  
Master Patrick Angus Hill  
Master Alexander James Hill**

**Mr James Joseph Matranga  
Mrs Maryanne Gonzaga Matranga  
Miss Mars Matranga  
Master Ogun Matranga  
Miss Joyce Parker  
Ms Sandra Dawn Browne  
Mrs Judith Anne Soar  
Mr Timothy Andrew Soar  
Mr Ian James Wilford  
Mrs Ulrike U Werner-Lehr**

## **9 HOLDING COMPANY**

From the Corporate Services Manager, a report of 21 February 2009, provided to enable Council to consider the relative merits of introducing a Holding Company for selected assets of Council. This report followed a Council workshop held on 19 February 2009 to present to Council a Holding Company structure, along with the benefits expected to accrue to Council from such a structure.

Mr Staitte explained the two alternatives being considered, with the choice being dependant on whether Nelson City Council follows the same path. He provided Councillors with a draft response sheet to assist in responding to enquiries received.

**Moved Crs Edgar/Borlase  
CN09/03/11**

**THAT Council includes in its 2009-2019 LTCCP the proposal to create a holding company structure to hold Council's share of Port Nelson Ltd, Nelson Airport Ltd and Tourism Nelson Tasman Ltd  
and**

**A one- or two-tiered structure be adopted depending on the final decision by Nelson City Council.**

**CARRIED**

## **10 TOURISM TARGETED RATE**

A report of 24 February 2009 contained within the agenda was prepared to enable consideration of the relative merits of introducing a targeted rate to part-fund the operations of Tourism Nelson Tasman Ltd (TNTL). Mr Staite said that the opportunity had been taken to address the Nelson Bays Tourism Association; other tourism groups were being spoken to; and a tourism advisory group is being set up.

He said TNTL is speaking to its members about a targeted rate and the benefits of not having to compete for funding.

An amendment to the recommendation was suggested by Cr Edgar, to add 'charitable organisations' as an exception. Mr Staite provided amended figures for:

Tier One being \$287.00 (\$322.87 including GST)

Tier Two being \$71 (\$79.87 including GST)

**Moved Crs Edgar/Borlase  
CN09/03/12**

**THAT Council agrees to the request of Tourism Nelson Tasman Limited and introduces a targeted rate of \$181,000 (plus GST) making a total grant of \$490,000 (plus GST) to fund tourism operations at Tourism Nelson Tasman Ltd subject to Nelson City Council providing equal funding and Council receiving appropriate industry support.**

**That the rate be set on a uniform basis subject to meeting the following criteria:**

**Council will rate all rateable properties that fall within at least one of the following categories:**

**All rateable properties within the Tasman District that hold a Health License as required by the Food Hygiene Regulations 1974, except sports clubs and/or charitable organisations;**

**All rateable properties within the Tasman District that hold either an on or off license as required by the Sale of Liquor Act 1989, except sports clubs and/or charitable organisations;**

**All rateable properties within the Tasman District that are used for accommodation purposes;**

**All rateable properties within the Tasman District that are used for the sale of petroleum products;**

**All rateable properties within the Tasman District that hold a resource consent for a tourism-related activity;**

**All rateable properties within the Tasman District that are used for passenger transport services;**

**All retail or other businesses that are primarily or predominately targeted at the visitor market.**

That the rate for tier 1 and tier 2 be as follows:

Tier 1 \$322.87 (including GST) per rating unit  
Tier 2 \$79.87 (including GST) per rating unit

**CARRIED**

**11 POLICY ON REMISSION OF UNIFORM CHARGES ON NON-CONTIGUOUS RATING UNITS, OWNED BY THE SAME RATEPAYER**

Mr Staite tabled an amended report dated 4 March 2009 to seek approval from Council, for further amendments to the policy on remissions of uniform charges on non-contiguous rating units, owned by the same ratepayer. The report listed rates to be removed from the policy and rates to be added to the policy.

**Moved Crs King/Borlase  
CN09/03/13**

**THAT the Tasman District Council approves the Policy on Remission of Uniform Charges on Non-contiguous Rating Units Owned by the Same Ratepayer as amended incorporating the appropriate targeted rates, and the Policy be included in the Draft Ten Year Plan 2009-2019.**

**CARRIED**

**12 ADOPTION OF FUNDING IMPACT STATEMENT 2009/2010**

The copy of the draft Funding Impact Statement 2009/2010 contained within the agenda was amended under heading 26. Tourism Rate to include the exception of charitable organisations and the amended proposed rating figures of:

Tier One \$322.87  
Tier Two \$79.87

**Moved Crs King/Edgar  
CN09/03/14**

**THAT Council adopts the Funding Impact Statement 2009/2010, as amended, attached to the Funding Impact Statement report of 24 February 2009, for inclusion in the draft 2009/2019 Long Term Council Community Plan.**

**CARRIED**

Mayor Kempthorne thanked members for their attendance and closed the meeting at 12.20pm.

Date Confirmed:

Mayor: