

MINUTES

TITLE: Tasman District Council
DATE: Thursday 7 April 2011
TIME: 10.20 am
VENUE: Council Chamber, 189 Queen Street, Richmond

PRESENT: Mayor R G Kempthorne (Chair), Crs M L Bouillir, S G Bryant, J L Edgar, B W Ensor, J L Inglis, T B King, Z S Mirfin, C M Maling, T E Norriss

IN ATTENDANCE: Chief Executive (P Wylie), Community Services Manager (L Kennedy), Strategic Development Manager (S Edwards), Libraries Manager (G Coote), Executive Officer – Strategic Development (S Hartley), Administration Officer (J A Proctor)

APOLOGIES

Moved Crs Ensor/King
CN11-04-01

THAT apologies from Cr G A Glover, Cr E J Wilkins, Cr N Riley and Cr B F Dowler for absence be sustained.

CARRIED

1 CONFIRMATION OF MINUTES

1.1 Tasman District Council – 10 March 2011

Moved Crs Norriss/Inglis
CN11-04-02

THAT the minutes of the Tasman District Council meeting held on 10 March 2011 containing resolutions CN11-03-01 to CN11-03-08 be confirmed as a true and complete record by the Tasman District Council.

CARRIED

2 REPORTS

2.1 Tasman Bays Heritage Trust Report RCN11-04-01

Chief Executive Mr Wylie was in attendance to speak to the report contained in the agenda.

The purpose of the report was to convey outcomes of the recent Joint Shareholders Committee meeting as it relates to the Statement of Intent for the 2011/2012 year for the Tasman Bays Heritage Trust. It also sought direction from Council as to the treatment of a \$1.2 million loan from the Council to the Trust and provided additional

information relating to the Trust's application to the two Councils for additional funding to allow for the employment of a further research assistant.

A discussion ensued and it was noted that Council needed to provide a direction to the Joint Shareholders Committee on the matter and that the mechanism of dealing with the loan could be dealt with at a later date.

Council's draft Annual Plan would provide the public with an opportunity to submit on the issue.

**Moved Crs Edgar/Bryant
CN11-04-03**

THAT subject to discussion with Tasman Bays Heritage Trust and Nelson City Council over the process and timing of repayment, the Tasman District Council seeks repayment of the present \$1.2m loan.

**THAT the Tasman Bays Heritage Trust request for additional funding of \$67,080.00 to cover half the cost of employing an additional collections staff member be considered as part of the draft Annual Plan.
CARRIED**

3 PUBLIC FORUM

3.1 Ms P Griffith

Ms Griffith spoke about the report contained in the agenda relating to the Tasman Bays Heritage Trust.

3.2 Mr G Anderson

Mr Anderson read from a letter dated 1 August 2006 from The Prime Minister's Office addressed to Mayor Hurley, Tasman District Council regarding the Tasman Bays Heritage Trust.

2 REPORTS - continued

**2.2 Renewal of Agreement with Aotearoa People's Network Kaharoa
Report RCN11-04-03**

Community Services Manager Mr Kennedy and Libraries Manager Ms Coote were in attendance to speak to the report contained in the agenda.

The purpose of the report was to provide Council with information on the partnership with Aotearoa People's Network Kaharoa and requested a decision regarding renewal of the partnership agreement.

Staff advised that the contract terms had yet to be sighted, but it was expected that it would include an option to terminate the contract early, subject to a suitable notice period.

Staff provided Council with an update on various matters relating to the Motueka and Takaka Libraries.

**Moved Crs Mirfin/Maling
CN11-04-04**

**THAT the Tasman District Council approves the renewal of the partnership agreement with Aotearoa People's Network Kaharoa on a subscription basis from July 2011.
CARRIED**

2.3 Performing Arts Centre Report RCN11-04-02

Chief Executive Mr Wylie was in attendance to speak to the report contained in the agenda.

The purpose of the report was to inform Council of Nelson City Council's latest proposals regarding a performing arts centre and/or a conference centre. It sought Council's direction as to what role, if any, the Tasman District Council and its ratepayers should play in the provision of such amenities.

**Moved Crs King/Edgar
CN11-04-05**

**THAT the Tasman District Council confirms, that having considered the current "Proposal to develop Rutherford Park to include a performing arts centre and conference centre", it does not wish to change its position on funding from that set out in the Tasman District Council's 2009 – 2019 Ten Year Plan.
CARRIED**

The meeting adjourned at 11.29 am.

The meeting resumed at 11.44 am.

2.4 Local Governance Statement Report RCN11-04-04

Strategic Development Manager Ms Edwards and Executive Officer, Strategic Development Mrs Hartley were in attendance to speak to the report contained in the agenda.

The purpose of the report was to request that Council approve the March 2011 Local Governance Statement.

The following amendments were noted:

Page 6 of the Statement, item 4.1 fourth paragraph, final sentence to read "Details of how the electoral system is reviewed are outlined in section 4.7."

Page 12 of the Statement, item 6.2 second paragraph, third sentence to read "There is a public forum at the start of each council, standing committee *except the Tasman Regional Transport Committee* and Community Board meeting."

Appendix 1, some Councillors details to be updated.

**Moved Crs Edgar/Bryant
CN11-04-06**

**THAT Tasman District Council approves the Tasman District Council's March 2011 Local Governance Statement as amended in accordance with section 40 of the Local Government Act 2002.
CARRIED**

2.5 Mayor's Report for February/March 2010 RCN11-04-05

The Mayor spoke to the report contained in the agenda.

A discussion ensued and it was suggested that Cr Dowler be nominated to attend the Local Government New Zealand Conference and Annual General Meeting. Should Cr Dowler be unavailable then one of the newly elected Councillors be asked.

**Moved Crs Edgar/Bryant
CN11-04-07**

**THAT Tasman District Council request that Cr Dowler attends the Local Government New Zealand Conference and Annual General Meeting due to be held in July 2011 as Tasman District Council's representative and that if Cr Dowler is unable to attend that either Cr Bouillir, Cr Maling or Cr Mirfin be asked.
CARRIED**

**Moved Crs King/Norriss
CN11-04-08**

**THAT the Mayor's Report for February/March 2010 RCN11-04-05 be received by the Tasman District Council.
CARRIED**

2.6 Chief Executive's Report RCN11-04-06

Chief Executive Mr Wylie was in attendance to speak to the report contained in the agenda.

The purpose of the report was to discuss the Christchurch earthquake and staffing issues.

Council expressed its full support for staff.

**Moved Crs Norriss/Ensor
CN11-04-09**

**THAT the Tasman District Council receive the Chief Executive's Report
RCN11-04-06.
CARRIED**

2.7 Machinery Resolutions RCN11-04-07

**Moved Crs Norriss/Bryant
CN11-04-10**

THAT the Tasman District Council confirms the execution of the following documents under the seal of Council:

DEEDS

**Bond, Telecom, for opening of unformed road reserve to lay fibre cable
Deed of Covenant, AD & VB Gardner, RM090393, Covenant required setting out limitations on use of historic cottage as second dwelling
Deed of covenant, Tasman District Council, RM100281, to restrict the sale of one parcel of land without the other
Deed of Lease, Kahurangi Employment Trust, two years nine months on 11 Fittal Street for recycling centre, and termination of lease on old premises
Deed of Lease, Greenstone Energy (previously Shell), 41111L14, Motueka
Aerodrome - fuel facility lease renewal for a ten year term**

EASEMENT IN GROSS

Ideal Bakeries Ltd, RM040807, Right to Sewage Drain

ESPLANADE STRIP DOCUMENT

AW Lane, RM100394, to enable public access along the bank of the Wai-iti river

PLAN APPROVAL

**Tasman District Council, Seal for Tasman Resource Management Plan (Operative Parts 5 & 6)
CARRIED**

4 RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs Bryant/Edgar
CN11-04-11**

THAT the public be excluded from the following part(s) of the proceedings of this meeting:

- CEO Review**

The general subject of the matter 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 passing this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
CEO Review	Good reason to withhold exists under section 7	Section 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987, and the particular interests protected by Section 6 or 7 of the Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Reason to withhold information under Section 6 or 7	Section
Protect the privacy of natural person, including that of deceased natural persons.	Section 7(2)(a)

CARRIED

5 RESOLUTION TO RESUME PUBLIC MEETING

**Moved Crs Bouillir/Norriss
CN11-04-12**

THAT public meeting be resumed.

CARRIED

The meeting closed at 2.35 pm

Date Confirmed:

Chair: