

MINUTES

TITLE: Tasman District Council
DATE: Thursday 30 June 2011
TIME: 10.20 am
VENUE: Tasman Council Chamber, 189 Queen Street, Richmond

PRESENT: Mayor R G Kempthorne, Crs M L Bouillir, S G Bryant, B F Dowler, J L Edgar, B W Ensor, G A Glover, J L Inglis, T B King, C M Maling, Z S Mirfin, T E Norriss, N Riley and E J Wilkins

IN ATTENDANCE: Simpson Grierson (J Salter), Golden Bay Community Board Chair (C McLellan), Chief Executive Officer (P Wylie), Strategic Development Manager (S Edwards), Corporate Services Manager (M Staite), Manager Property Services (J K Frater), Accounting Manager (R Holden), Assistant Accountant (L Cameron), Administration Officer (J A Proctor)

1 Confirmation of Minutes – Tasman District Council 9 June 2011

Amendments:

Page 4 item f) 552 to read 52
Tourism rate B – AAOM to read ACCOM
Page 11 item c) 4127.75 (incl GST) to read \$127.75 (incl GST)

**Moved Crs Norriss/Mirfin
CN11-06-24**

THAT the minutes of the Tasman District Council meeting held on 9 June 2011 containing resolutions CN11-06-01 to CN11-06-23 as amended, be confirmed as a true and complete record by Tasman District Council.

CARRIED

**Moved Crs Wilkins/Bouillir
CN11-06-25**

THAT Golden Bay Community Board Chair, Mrs Carolyn McLellan be granted speaking rights.

CARRIED

2 REPORTS

2.1 Adoption of 2011/2012 Annual Plan

Strategic Development Manager Ms Edwards was in attendance to speak to the report contained in the agenda.

The purpose of the report was to ask Council to adopt the Annual Plan for the 2011/2012 financial year and to adopt an amendment to the Treasury management Policy contained in the Ten Year Plan 2009 -2019.

Staff tabled an updated "Mayor's Message" to be inserted as page 10 in the Annual Plan document.

Staff advised the following amendments to the Annual Plan document:

Page 24 and 81 to include the following paragraph "Council is increasing Urban Water Supply Rates for metered water connections from \$1.28 to \$1.50 per cubic metre and increasing the targeted rate for water supply calculated as a fixed daily amount per rating unit from 44.99 cents to 51.89 cents per day."

Page 26 the following new Reserve Financial Contribution projects are to be included which are:

- Motueka Museum weatherproofing (\$25,000)
- Golden Bay Tennis shade sails (\$1,500)
- Ligar Bay beach development (10,000)
- Murchison Pony Club shed extension (\$8,000)
- Tasman Reserve BMX track (\$8,000)
- Nelson A&P Association historic building upgrade (\$5,000)

Pages 294 and 310 to include the following paragraph after the paragraph commencing "Because of this dual objective..." "Notwithstanding the Counterparty Credit Risk Limits set earlier in this Investment Policy the Council may invest in financial instruments issued by the LGFA up to a maximum of \$30 million where it is to the overall benefit to Council". Staff noted that this paragraph was an addition to the wording agreed to by Council for the Investment Policy at the meeting on 9 June 2011.

Staff noted that there were other more minor amendments, which could be approved by the Mayor, Deputy Mayor and Chief Executive under the authority in part iv of the resolution.

**Moved Crs Norriss/Bryant
CN11-06-26**

THAT the Tasman District Council:

- (i) Receives the Report to adopt the Annual Plan 2011/2012 and the Amendment to the Ten Year Plan 2009 – 2019 Treasury Management Policy, RCN11-06-15.**
- (ii) Adopts the Annual Plan 2011/2012 pursuant to Section 95 of the Local Government Act 2002, as set out in the Annual Plan 2011/2012 and Amendment to the Ten Year Plan 2009 - 2019 Treasury Management Policy document including the amendments agreed to at this meeting.**
- (iii) Agrees to amend the Treasury Management Policy contained in the Ten Year Plan 2009 – 2019 pursuant to section 93 (4) of the Local Government Act 2002, as set out in the Annual Plan 2011/2012 and Amendment to the Ten Year Plan 2009 - 2019 Treasury Management Policy document including the amendment to the Investment Policy agreed to at this meeting.**
- (iv) Authorises the Mayor, Deputy Mayor and Chief Executive Officer to approve any minor edits or changes to the document, prior to publication.**

CARRIED

2.2 Rates Setting 2011/2012 Report RCN11-06-16

Corporate Services Manager Mr Staite was in attendance to speak to the report contained in the agenda.

Council is required to pass a resolution on an annual basis to set the rates for the forthcoming rating year.

**Moved Crs Riley/Maling
CN11-06-27**

THAT the Tasman District Council:

- a) Receives report RCN11-06-16 Rates Setting 2011/2012;**
- b) sets the following rates under the Local Government (Rating) Act 2002 for the financial year commencing on 1 July 2011 and ending on 30 June 2012.**
- c) resolves the dates for payment of rates instalments in 2011/2012 are the dates set out under the heading “Assessment and Invoicing”**
- d) authorises penalties to be added to rates that are not paid by the due date, as set out under the heading “Penalties”.**

Rating Area Maps

The rating areas are those more particularly defined in the 2009 – 2019 Long Term Council Community Plan.

Each of the targeted rates has a unique rating area within which rating units are levied prescribed annual charges. Copies of rating maps for each unique area are available for inspection at Council offices.

GST

The rates values expressed herein are GST exclusive; GST will be applied at the prevailing rate.

General Rate

Council sets a general rate based on the capital value of each rating unit in the District. This rate is set at different rates in the dollar of capital value. The categories of property and the rates (in cents per dollar of capital value) for 2011/2012 are:

Category	2010/2011 cents	2011/2012 cents
Infrastructural Utilities	0.0000	0.0000
Land which is not an Infrastructural Utility	0.1951	0.2060

The component of the General Rate which relates to the replenishment of Council's General Disaster Fund (in cents per dollar capital value) for 2011/2012 is 0.0045.

Uniform Annual General Charge

Council sets a Uniform Annual General Charge on each rating unit in the Tasman District. The rate (in dollars per rating unit) for 2011/2012 is \$251.11 (2010/2011 \$231.11).

Targeted Rates

1 Stormwater Rates

Council sets a targeted rate for the purposes of storm water works. This rate will be based on the capital value of each rating unit. The categories of property and the rates (in cents per dollar of capital value) for the 2011/2012 year are:

Category	2010/2011 cents	2011/2012 cents
Richmond/Hope Urban Drainage Area	0.0380	0.0410
Motueka Urban Drainage Area	0.0380	0.0410
Mapua/Ruby Bay Urban Drainage Area	0.0380	0.0410
Brightwater Urban Drainage Area	0.0380	0.0410
Wakefield Urban Drainage Area	0.0380	0.0410
Takaka Urban Drainage Area	0.0380	0.0410
Murchison Urban Drainage Area	0.0380	0.0410
Collingwood Urban Drainage Area	0.0380	0.0410
Kaiteriteri Urban Drainage Area	0.0380	0.0410
St Arnaud Urban Drainage Area	0.0380	0.0410
Tapawera Urban Drainage Area	0.0380	0.0410
Tasman Urban Drainage Area	0.0380	0.0410
Patons Rock Urban Drainage Area	0.0380	0.0410
Ligar Bay Urban Drainage Area	0.0380	0.0410
Tata Beach Urban Drainage Area	0.0380	0.0410
Pohara Urban Drainage Area	0.0380	0.0410
Balance of the Tasman District not in above areas	0.0038	0.0041

2 Water Supply Rates

2.1 Water Supply – Metered Connections

Council sets a targeted rate for the supply of water. This rate will be based on the volume of water supplied to all rating units with a metered connection except for the Nelson Pine Industries Limited site. The rate will be based on the provision of a service by the Council and where the land is situated. The categories of rateable land and the rates (per cubic metre supplied) for 2011/2012 is:

Category	2010/2011 \$	2011/2012 \$
All rating units with metered connections, excluding the Nelson Pine Industries site.	\$1.28	\$1.50

In addition, Council sets a targeted rate for the supply of water calculated as a fixed daily amount per rating unit. The rate will be based on where the land is situated and the provision of service by the Council and will be set in relation to all rating units with a metered connection excluding those in the Motueka Township and the Nelson Pine Industries Limited site. The rate for 2011/2012 is 51.89 cents per day (2010/2011 44.99 cents).

2.2 Water Supply – Rural Connections

Council sets a targeted rate for the supply of water. This rate will be based on the quantity of water supplied and will be set differentially based on the provision of service. The categories and proposed rates (in dollars per unit of water supplied) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
Dovedale/Neudorf Rural Water Supply Area:		
First unit supplied	519.61	528.30
Second and subsequent unit	363.54	407.29
Redwood Valley Rural Water Supply Area	332.85	380.26
Eighty-Eight Valley Rural Water Supply Area	48.09	65.00
Low flow restricted supply connections	293.40	299.26

Council sets a targeted rate for the supply of water to the Eighty-Eight Valley Rural Water Supply Area. The rate will be set in relation to all land to which the Eighty-Eight Valley Water Supply is provided. The rate (in dollars per rating unit) for 2011/2012 is \$75.00 (2010/2011 \$55.48).

Council sets a targeted rate for the supply of water to all rating units with connection to the Hamama Rural Water Supply. This rate will be set in relation to all land to which the Hamama Rural Water Supply is provided. This rate is set to meet the operational costs. The rate for 2011/2012 is 0.0339 cents per dollar of land value (2010/2011 0.0264 cents).

Council sets a targeted rate for the supply of water to all rating units with a connection to the Hamama Rural Water Supply. This rate will be set in relation to all land to which the Hamama Rural Water Supply is provided. This rate is set to meet the capital costs of recent scheme enhancements. The rate (in dollars per rating unit) for 2011/2012 is \$141.49 (2010/2011 \$138.72).

2.3 Water Supply – Maintenance and Capital Charge

Council sets a targeted rate for the purpose of meeting capital and/or maintenance expenditure on water supply works. This rate will be set differentially based on where the land is situated. The categories and rates (in dollars per rating unit) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
Motueka Urban Water Supply Area	65.66	66.97

2.4 Water Supply – Capital Charges

Council sets a targeted rate under Section 16 of the Local Government (Rating) Act 2002 for the purpose of meeting loan repayments for the capital cost of the Kaiteriteri-Stephens Bay Water Supply Scheme. This rate is set in relation to land situated within the Kaiteriteri-Stephens Bay Water Supply Area where the rating unit has not elected to make a lump sum contribution to the capital cost of the scheme. The rate (in dollars per separately used or inhabited part) for 2011/2012 is \$109.33 (2010/2011 \$109.33).

A targeted rate is set for the purpose of meeting loan repayments for the capital cost of the Collingwood Water Supply Scheme. This rate is set in relation to land situated within the Collingwood Water Supply Area where the rating unit has not elected to make a lump sum contribution to the capital cost of the scheme. The rate (in dollars per rating unit) for 2011/2012 is \$350.22 (2010/2011 \$350.22).

3 Wastewater Rates

3.1 Wastewater – Operation and Maintenance Charges

Council sets a targeted rate for the purpose of meeting the operating costs of the general wastewater account. This charge is based on the number of water closets or urinals connected either directly or through a private drain, to a public wastewater drain. In respect of rating units used primarily as a residence for one household, no more than one water closet will be liable for this charge. The rates (in dollars per water closet or urinal) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
First water closet or urinal	552.15	550.92
Second to tenth water closet or urinal	414.13	413.11
Eleventh and subsequent water closet or urinal	276.08	275.40

3.2 Wastewater – Capital Charges

Council had set a targeted rate for the purpose of meeting loan repayments for the capital costs of the wastewater scheme listed below. Council will discontinue this rate from 2011/2012:

Category	2010/2011 \$	2011/2012 \$
Port Motueka Urban Drainage Area	68.44	0.00

Council had set a targeted rate for the purpose of meeting loan repayments for the capital costs of the Pohara Wastewater Scheme. Council will discontinue this rate from 2011/2012.

Council sets a targeted rate for the purpose of meeting loan repayments for the capital costs of the Pohara Stage Three Wastewater Schemes. This rate will be based on the provision or availability of service and where the land is situated. The rate will be set in relation to each rating unit in the Pohara Urban Drainage Area which has not elected to make a lump sum contribution to the capital cost of the scheme. The rates (in dollars per rating unit) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
Connected Rating Units		
Pohara	98.67	0.00
Pohara Stage Three	222.22	222.22
Serviceable Rating Units		
Pohara	98.67	0.00
Pohara Stage Three	111.11	111.11

Council had set a targeted rate for the purpose of meeting loan repayments for the capital costs of the Pohara Wastewater Scheme, where the rating unit is non-residential and connected a charge is made for the second and subsequent water closets or urinals. Council will discontinue this rate from 2011/2012.

Council sets a targeted rate for the purpose of meeting loan repayments for the capital costs of the and Pohara Stage Three Wastewater Schemes. This rate will be based on the provision or availability of service and the use to which the land is put. The rate will be set in relation to each rating unit in the Pohara Urban Drainage Area which has not elected to make a lump sum contribution to the capital cost of the scheme. Where the rating unit is non-residential and connected a charge is made for the second and subsequent water closets or urinals. Residential rating units with more than one separately used or inhabited part are charged for the second and subsequent water closets or urinals but not for more than one water closet per part. The rates (in dollars per water closet or urinal) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
Non-residential Connected Rating Units (for second and subsequent W/Cs or urinals)		
Pohara	65.78	0.00
Pohara Stage Three	74.09	74.09
Residential Connected Rating Units with more than one separately used or inhabited part (for second and subsequent W/Cs or urinals)		
Pohara	65.78	0.00
Pohara Stage Three	74.09	74.09

Council had set a targeted rate for the purpose of meeting loan repayments for the capital costs of the St Arnaud Wastewater Scheme. Council will discontinue this rate from 2011/2012, (2010/2011 \$177.78).

4 Regional River Works Rates

Council sets a targeted rate for river works. This rate will be based on the land value of each rating unit and will be differentially based on where the land is situated. The categories of land and the rates (in cents per dollar of land value) for 2011/2012 are:

Category	2010/2011 \$	2011/2012 \$
Classification X	0.0943	0.1123
Classification Y	0.0943	0.1123
Classification Z	0.0198	0.0237

5 Business Rates

5.1 Motueka Business Rate

Council sets a targeted rate for the purpose of promotion of the Motueka business area. This rate is based on the capital value of each rating unit and will be set in relation to where the land is situated being the Motueka Business Rating Areas A and B. The rate (in cents per dollar of capital value) for 2011/2012 is Area A 0.0394 cents (2010/2011 0.0394 cents), and Area B 0.0351 cents (2010/2011 0.0351 cents).

5.2 Richmond Business Rate

Council sets a targeted rate for the purpose of promotion of the Richmond business area. This rate is based on the capital value of each rating unit and will be set in relation to where the land is situated being the Richmond Business Rating Area. The rate (in cents per dollar of capital value) for 2011/2012 is 0.0422 cents (2010/2011 0.0405cents).

6 Ruby Bay Stop Bank Rate

Council sets a targeted rate for the purpose of meeting loan repayments for the capital costs of the Ruby Bay Stop Bank. This rate is based on where the land is situated and will be set on each rating unit in the Ruby Bay Stop Bank Rating Area which has not elected to make a lump sum contribution to the capital cost of the scheme. The rate (in dollars per rating unit) for 2011/2012 is \$932.44 (2010/2011 \$932.44).

7 Mapua Stop Bank Rate

Council sets a targeted rate for the purpose of meeting loan repayments for the capital costs of the Mapua Stop Bank. This rate is based on where the land is situated and will be set on each rating unit in the Mapua Stop Bank Rating Area which has not elected to make a lump sum contribution to the capital cost of the scheme. The rate (in dollars per rating unit) for 2011/2012 is \$94.62 (2010/2011 \$94.62).

8 District Facilities Rate

Council sets a targeted rate for the purpose of meeting part of the costs of capital funding for new, large, community, recreational, sporting or cultural district or regional projects which have met defined criteria, and will provide benefit to the residents of Tasman District. This rate is set in relation to all rateable units within the Tasman District. The rate (in dollars per rating unit) for 2011/2012 is \$42.90 (2010/2011 \$36.58).

9 Motueka Stop Bank Rate

Council sets a targeted rate for the purpose of meeting loan repayments for the capital costs of the Motueka Stop Bank. This rate is based on where the land is situated and will be set on each rating unit in the Motueka Stop Bank Rating Area, being the Motueka Stop Bank Rating Areas A and B. The rate (in cents per dollar of land value) for Area A for 2011/2012 is 0.0084 cents (2010/2011 0.0057 cents). The rate (in cents per dollar of land value) for Area B for 2011/2012 is 0.0016 cents (2010/2011 0.0010 cents).

10 Shared Facilities Rate

Council sets a targeted rate for the purpose of meeting part of the costs of capital funding for new, large, community, recreational, sporting or cultural district or regional projects which have met defined criteria, and will provide benefit to the residents of Tasman District and Nelson City. This rate is set in relation to all rateable units within the Tasman District. The rate (in dollars per rating unit) for 2011/2012 is \$47.80 (2010/2011 \$45.60).

11 Facilities Operations Rate

Council sets a targeted rate for the purpose of meeting the operating costs of various community facilities within the District. This rate is set in relation to all rateable units within the Tasman District, excluding the Golden Bay Ward. The rate (in dollars per rating unit) for 2011/2012 is \$27.65 (2010/2011 \$25.44).

12 Museums Facilities Rate

Council sets a targeted rate for the purpose of meeting part of the costs of capital funding for the Regional Museum and for the annual operation of the Regional Museum and Council's District museums. This rate is set in relation to all rateable units within the Tasman District. The rate (in dollars per rating unit) for 2011/2012 is \$48.75 (2010/2011 \$47.30).

13 Wai-iti Valley Community Dam Rate

Council sets a targeted rate for the purpose of funding the costs of the Wai-iti Valley Community Dam. This rate is based on where the land is situated and the provision of service provided and will be set in relation to the number of hectares as authorised on all water permits granted under the Resource Management Act 1991. The rate (in dollars per hectares) for 2011/2012 is \$291.70 (2010/2011 \$280.00).

14 Firelight Control Rate – Waimea

Council had set a targeted rate for the purpose of funding the cost of the removal of hawthorn in the Waimea area. This rate is based on the planted horticultural hectares within the defined rating boundary at 31 January 2006. Council will discontinue this rate from 2011/2012 (2010/2011 \$46.67).

15 Takaka Fire Fighting Water Supply Rate –
Capital

Council sets a targeted rate for the purpose of funding loan repayment costs of constructing a reticulated fire fighting water supply within the Takaka CBD. This rate is based on where the land is situated and will be set on each rating unit in the Takaka Fire Fighting Rating Area. The rate for the Commercial CBD (in cents per dollar of capital value) for 2011/2012 is 0.0880 cents (2010/2011 0.0867 cents). The rate (in dollars per rating unit) for 2011/2012 is \$45.33 for Takaka Residential, (2010/2011 \$45.33), and \$13.33 (in dollars per rating unit) for the remainder of the Golden Bay Ward (2010/2011 \$13.33).

16 Takaka Fire Fighting Water Supply Rate –
Operating

Council sets a targeted rate for the purpose of funding the maintenance costs of the reticulated fire fighting water supply within the Takaka CBD and residential area. This rate is based on where the land is situated and will be set on each rating unit in the Takaka Fire Fighting Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$40.00 (2010/2011 \$40.00).

17 Refuse/Recycling Rate

Council sets a targeted rate for the purpose of funding kerbside recycling, rubbish bag collection and other waste related activities. This rate is based on where the land is situated and will be set on each rating unit in the Refuse/Recycling Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$111.07 (2010/2011 \$102.22).

18 Hamama Road Sealing Rate

Council sets a targeted rate for the purpose of funding loan repayment costs for the sealing of Hamama Road. This rate is based on where the land is situated and will be set on each rating unit in the Hamama Road Sealing Rating Area which has not elected to make a payment in advance to the capital cost of the scheme. The rate (in dollars per rating unit) for 2011/2012 is \$573.33 (2010/2011 \$573.33).

19 Mapua Rehabilitation Rate

Council sets a rate for the purpose of meeting costs in respect of the Mapua Rehabilitation project. The rate (in dollars per rating unit) for 2011/2012 is \$10.67 (2010/2011 \$10.67).

20 Kaiteriteri Refuse Rate

Council sets a targeted rate for the purpose of meeting costs in respect of the additional summer refuse collection service provided to the Kaiteriteri area. This rate is based on where the land is situated and is set on each rating unit in the Kaiteriteri Refuse Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$16.10 (2010/2011 \$16.10).

21 Waimea Water Augmentation

(Lee Valley Dam) Rate

Council sets a targeted rate for the purpose of meeting costs in respect of the Waimea Water feasibility study. This rate is based on where the land is situated and is set on each rating unit in the Waimea Water Augmentation Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$22.22 (2010/2011 \$22.22).

22 Torrent Bay Replenishment Rate

Council sets a targeted rate for the purpose of meeting the costs of reinstating and maintaining the beach at Torrent Bay. This rate is based on where the land is situated and will be set on each rating unit in the Torrent Bay Replenishment Rating Area, being the Torrent Bay Replenishment Rating Areas A and B. The rate (in dollars per rating unit) for Area A for 2011/2012 is \$1,333.33 (2010/2011 \$1,333.33). The rate (in dollars per rating unit) for Area B for 2011/2012 is \$400.00 (2010/2011 \$400.00).

23 Tourism Rate

Tourism rate A

The Council sets a targeted rate for partly funding the Council's contribution to the cost of destination marketing by Tourism Nelson Tasman Limited. The targeted rate is set in relation all rateable land falling within one or more of the following categories:

- (a) All rateable land within Tasman District where all or part of the land is premises registered under the Health (Registration of Premises) Regulations 1966 or premises exempt from compliance with the Food Hygiene Regulations 1974 by virtue of an exemption granted under Part 1A Food Act 1986.
- (b) All rateable land within Tasman District where all or part of the land is premises on which liquor may be sold pursuant to a licence under the Sale of Liquor Act 1989.
- (c) All rateable land within Tasman District listed in the Council's Rating Information Database as having a Quotable Value Property Category Code of CS or IS and on which petrol is sold.
- (d) All rateable land within Tasman District used in connection with a commercial public transport system registered under the Public Transport Management Act 2008.
- (e) All rateable land within Tasman District used in connection with a tourism activity identified on the Tourism Nelson Tasman Limited Advertisers Database.
- (f) All rateable land within Tasman District listed in the Council's Rating Information Database as having a Quotable Value Property Use Code of 5, 51, 52, 53, 54, 55, 71, 81, 82 or 83 and a QV Property Category Code of CR, CL, CT or CS, and sell goods to the public.

The rate (in dollars per separately used part) for 2011/2012 is \$100.00 (2010/2011 \$125.78).

Tourism rate B

The Council sets a targeted rate for partly funding the Council's contribution to the cost of destination marketing by Tourism Nelson Tasman Limited. The targeted rate is set in relation to all rateable land within Tasman District listed in the Council's Rating Information Database as having one or more of the following Quotable Value Improvement Nature Codes ACCOM, CABIN, BACH, MOTEL, HOTEL, LODGE, or BPK ACCOM and either:

- (a) One of the following Quotable Value Property Category Codes LI, RD, RF, RH, RR, CT or CA; or
- (b) One of the following Quotable Value Property Use Codes 9, 90, 91, 92, 93, 94, 95, 96 or 97; and are used or are available for accommodation for less than 90 days, at any one time, for which a fee or charge is payable. The rate (in dollars per rating unit) for 2011/2012 is \$100.00 (2010/2011 \$125.78).

24 Motueka Community Board Rate

Council sets a targeted rate for the purpose of funding the costs of the Motueka Community Board and to fund specific projects that the Board wishes to undertake in the Motueka Ward. This rate is based on where the land is situated and is set on each rating unit in the Motueka Community Board Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$12.57 (2010/2011 \$9.73).

25 Golden Bay Community Board Rate

Council sets a targeted rate for the purpose of funding the costs of the Golden Bay Community Board. This rate is based on where the land is situated and is set on each rating unit in the Golden Bay Community Board Rating Area. The rate (in dollars per rating unit) for 2011/2012 is \$14.51 (2010/2011 \$15.04).

26 Tasman Warm Home Voluntary Rate

Council sets a voluntary targeted rate for the purpose of funding the costs of the of Tasman Clean Heat Warm Home scheme. The rate is set in relation to all rateable units in the Tasman District, which opt into the scheme. The rate will commence in year 2 of the grant being approved. The rate (in cents per dollar of the combined costs of the grant and administration fee) for 2011/2012 is \$0.1382 (2010/2011 \$0.1382).

Definitions

1 Infrastructural Utility

The Infrastructural Utility category includes rating units identified by the following valuation roll numbers:

9995100100	9995100200	9995100300	9995100400
9995100500	9995100900	9995101000	9995101400
9995101500			

2 Nelson Pine Industries Limited

The Nelson Pine Industries site is the land described in Computer Freehold Register Identifiers NL 12C/378, NL 12C/375, and NL 12C/376.

3 Unit

A unit of water on the Dovedale and Redwood Valley Rural Water Supply Schemes, and the Urban Extension Schemes at Hope, Richmond, Collingwood, Wakefield, Brightwater, and Best Island is the equivalent of 2,000 litres of water a day. A unit of water on the Eighty-Eight Valley Rural Water Supply and the Mapua/Ruby Bay Urban Extension is the equivalent of 1,000 litres of water per day.

4 Separately Used or Inhabited Parts of a Rating Unit

Where targeted rates are calculated on each separately used or inhabited part of a rating unit the following definition will apply:

Any portion of a rating unit used or inhabited by any person, other than the ratepayer or member of the ratepayer's household, having a right to use or inhabit that portion by virtue of a tenancy, lease, licence or other agreement.

Assessment and Invoicing

Rates assessment will be rounded down to the nearest ten cents where applicable, will be inclusive of Goods and Services Tax and are due and payable to the Tasman District Council at the Council Offices in four instalments.

Council invoices rates quarterly, with final dates for payment of each instalment being 31 August, 30 November, 28 February and 31 May. The 2011/2012 rates instalments become payable on the following days:

Instalment 1	Instalment 2	Instalment 3	Instalment 4
1 August 2011	1 November 2011	1 February 2012	1 May 2012

Metered water rates are invoiced separately from other rates. Invoices for domestic users are issued six monthly and invoices for industrial users are issued monthly. All invoices are due for payment on the 20th of the month following the month in which the invoice is issued.

Penalties

Under Section 57 and 58 of the Local Government (Rating) Act 2002 Council prescribes the following additional charge of ten percent (10%) of the amount of rate instalments remaining unpaid to be added on the following dates:

Instalment 1	Instalment 2	Instalment 3	Instalment 4
1 September 2011	1 December 2011	1 March 2012	1 June 2012

A further additional charge of five per cent (5%) will be added to rates that remain unpaid from previous years as at the date five working days after the date on which Council passes a resolution authorising penalties, and the additional charge will be added at six monthly intervals thereafter.

As an alternative to payment by the above four instalments, the total annual rates on any property may be paid in one lump sum by 30 November 2011 and any first instalment penalty already incurred is to be remitted. If not paid by 30 November 2011, the penalties relating to the four instalments as above will apply.

A penalty of ten percent (10%) will be added to the amount of metered domestic water rates remaining unpaid on the day after the final date for payment as shown on the metered water invoice.

The above penalties will not be charged on a rating unit where Council has agreed to a programme for payment of rate arrears.

Uneconomic Balances

Council will not collect total annual rates (not including metered water rates) of \$10.00 or less as provided for under Section 54 of the Local Government (Rating) Act 2002.

Early Payment of Rates

Section 55 of the Local Government (Rating) Act 2002 empowers Council to accept early payment of rates. Council will allow a discount of two percent (2%) of the total year's rates if payment of same is received on or before 31 August 2011.

The rates revenue sought from the uniform annual general charge and targeted rates set on a uniform basis is 20.27 percent of the total revenue from all rates sought by Council in accordance with Section 21 of the Local Government (Rating) Act 2002.

CARRIED

2.3 Rate Remissions 2011-2012 Report RCN11-06-17

Corporate Services Manager Mr Staite, Accounting Manager Mr Holden and Assistant Accountant Ms Cameron were in attendance to speak to the report contained in the agenda.

Under the Local Government (Rating) Act 2002 Councils are able to consider rate remissions for sporting and community groups under their remission policy.

Staff tabled an updated document titled "Rate Remission Applicant 2011/2012 (Sporting, Recreation and Community Organisations).

**Moved Crs Glover/Edgar
CN11-06-28**

THAT Tasman District Council:

- a) receives the Consideration of 2011/2012 Rates Remissions Report RCN11-06-17.**
- b) approves remissions in accordance with Tasman District Council's Policy on Remission for Sporting, Recreation or Community Organisations for the 2011/2012 financial year, as per the document tabled at this meeting;**
- c) approves remissions for Open Space QEII Covenants for the 2011/2012 financial year, as per the schedule contained in the agenda.**

CARRIED

2.4 Community Board Delegations Report RCN11-06-18

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

In August 2010 Council considered an extensive report on Community Boards and Community Associations. That report included 16 recommendations, some of which have been adopted and implemented while others 'lie on the table'. Amongst the matters that remain unresolved has been the question of delegations to Community Boards. This report notes that the recent Local Government Commission determination on the merger proposal for the Nelson and Tasman councils, which includes guidance on the delegations. This guidance provides a missing piece in the jigsaw, and the report recommends that Council move immediately to provide such delegations to the two current Community Boards.

A discussion ensued and concerns were raised regarding certain delegations and staff advised that it was a proposal that had yet to be finalised. Further consultation would occur with appropriate parties and a report presented to Council at its next meeting which would contain further recommendations.

A division was called.

Cr Bouillir	For
Cr Bryant	Against
Cr Dowler	Against
Cr Edgar	Against
Cr Ensor	For
Cr Glover	For
Cr Inglis	For
Mayor Kempthorne	For
Cr King	For
Cr Maling	For
Cr Mirfin	For
Cr Norriss	Against
Cr Riley	For
Cr Wilkins	For

**Moved Crs Maling/Riley
CN11-06-29**

THAT the Tasman District Council receives the Community board Delegations report RCN11-06-18 and:

THAT the Council approve in principle the delegations proposed by the Local Government Commission, with the addition of the further delegations suggested by Council staff; and

THAT the proposal for delegations be immediately referred to the two Community Boards with a request that they consider the proposal urgently and provide advice to the Council in time for this to be included in the next Council meeting which is scheduled for the 11 August; and

THAT Council staff be directed to complete further evaluation of the Commission's proposed delegations and that a formal report be made available to the next Council's meeting in order that the delegations can be brought into effect as soon as is practically possible; and

NOTE that any unspent surplus on the Community Board targeted rates closed account accrued during the 2011/2012 year will be carried forward as a reduction in next year's targeted rate, unless the Board wishes to apply the surplus to some other function within its delegated authority.

CARRIED

3 RESOLUTION TO EXCLUDE THE PUBLIC

Moved Crs Ensor/Maling
CN11-06-30

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

- Rates Validation

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
Rates Validation	Good reason to withhold exists under section 7	Section 48(1)(a)(i)

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
Maintain legal professional privilege	Section 7(2)(g)

THAT Jonathan Salter, Simpson Grierson and Mrs Carolyn McLellan be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the issue. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because Mr Salter will provide the Council with his legal opinion on the matter and Mrs McLellan has knowledge of the area.

CARRIED

(Refer to Confidential Minute Book containing resolutions CN11-06-31)

4 RESOLUTION TO RESUME PUBLIC MEETING

**Moved Crs Glover/Maling
CN11-06-32**

**THAT public meeting be resumed and resolution CN11-06-31 be confirmed in open meeting.
CARRIED**

Moved Crs Bryant/Glover
CN11-06-31

THAT the Tasman District Council:

- a) receives the Rate Setting Validation Report RCN11-06-23; and
- b) having received the draft legislation instructs Simpson Grierson to proceed to commence the process to validate Council rates from 2003 until 2008 via an Act of Parliament and that this legislation be sought as soon as possible, and
- c) authorises Simpson Grierson, the Chief Executive and Corporate Services Manager to act on behalf of Council in regard to this matter,
- d) authorises the Chief Executive and Corporate Services Manager to make any further amendments to the draft legislation as necessary;
- e) confirms this resolution in open meeting.

CARRIED

2 REPORTS - continued

2.5 Mayor's Report for May/June 2011 RCN11-06-20

The Mayor spoke to the report contained in the agenda.

The purpose of the report was to provide an update on the Mayor's activities for May and June 2011.

Cr Glover provided a verbal report on her attendance at the Green Ribbon Environment Awards in Wellington.

Cr Edgar provided a verbal report on her attendance at the Local Government New Zealand Tourism Symposium in Wellington.

Moved Crs Ensor/Riley
CN11-06-33

THAT the Tasman District Council receives the Mayor's Report May/June 2011
RCN11-06-20.
CARRIED

Cr Bryant and Cr Ensor left the meeting at 11.59 am.

2.6 Golden Bay Medical Centre Report RCS11-06-19

Cr Edgar declared an interest and took no part in the discussion or vote.

Golden Bay Community Board Chair Mrs McLellan declared an interest and took no part in the discussion.

Manager Property Services Mr Frater was in attendance to speak to the report contained in the agenda.

The Council has previously approved the sale of the property at 185 Commercial Street, Takaka and the Golden Bay Medical Centre property, all of which is owned by the Council. Now that the Golden Bay community have reached an agreement on the construction of a new integrated health facility, there is a wish to proceed with the sale of the land and improvements and a request to make the proceeds available for the construction of the new facility.

Cr Bryant returned at 12.00 pm.

Moved Crs Norriss/Inglis
CN11-06-34

THAT the Tasman District Council receives the Golden Bay Medical Centre
(Report RCS11-06-019) and;

THAT the Tasman District Council directs that the net proceeds from the sale of the Golden Bay Medical Centre property at 1 and 3 Edinburgh Street, Takaka plus the residence at 185 Commercial Street, Takaka, following the deduction of selling expenses and the costs of undertaking a boundary adjustment and the value of improvements that are not owned by the Council, be made available for the construction of the new integrated health facility in Golden Bay and;

With possession and settlement date to occur after any new medical facility is operational.

CARRIED

2.7 Chief Executive's Report RCN11-06-21

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

The purpose of the report was to update Council on various matters for the months of May and June 2011.

Cr Bouillir left the meeting at 12.11 pm.

Cr Bouillir returned to the meeting at 12.13 pm.

Cr Ensor returned to the meeting at 12.24 pm.

**Moved Crs Norriss/Edgar
CN11-06-35**

**THAT the Tasman District Council receives the Chief Executive's Report
RCN11-06-21.
CARRIED**

2.8 Machinery Resolutions Report RCN11-06-22

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

The execution of the following documents under Council Seal requires confirmation by Council.

**Moved Crs Norriss/Riley
CN11-06-36**

**THAT the Tasman District Council receives the Machinery Resolutions report
RCN11-05-22 and that the execution of the following documents under the Seal of
Council be confirmed:**

Banking Facility

Westpac Bank, Banking arrangement

Bylaw

**Tasman District Council, Consolidated Bylaw: Chapter 11: Freedom Camping
Bylaw**

Covenant

Boothill Vineyards Ltd, RM100363, Covenant required as part of a consent for workers accommodation to present land regulation in the Rural 1 zone
RW & H Gibbons, RM090586, Covenant required as part of a land-use condition to ensure a 'bar area' is not utilised as a kitchen
A M Ford, RM090494, Replacement dwelling consented to on the basis of removal of the redundant dwelling.

Deed

Birdhurst, 42501L1, Lease of land adjoining Birdhurst's High Street, Motueka, 9 year term of 3 x 3 years. Used for landscape gardening support operation base.

Easements in Gross

Mrs C Tuffnell, RM080373V1, Easement over Council reserves (Drainage and Recreation) for access approved under consent.

CARRIED

Cr Edgar abstained from voting.

The meeting closed at 12.28 pm.

Date Confirmed:

Chair: