
MINUTES
of the
FULL COUNCIL MEETING
held
9.30 am, Thursday, 31 October 2019
at
Tasman Council Chamber, 189 Queen Street, Richmond

Present: Mayor T King, Councillors S Bryant, C Butler, M Greening, C Hill, C Hutt, K Maling, C Mackenzie, D McNamara, D Ogilvie, T Tuffnell, A Turley and D Wensley

In Attendance: Chief Executive (J Dowding), Executive Assistant (H Simpson)

Part Attendance: Corporate and Governance Manager (M Drummond), Environment and Planning Manager (D Bush-King), Community Development Manager (S Edwards), Chief Information Officer (S Manners), Principal Legal Advisor (L Clark)

1 OPENING, WELCOME

The Mayor welcomed all those present and invited Cr Hill to open the meeting with Karakia Tīmatanga – Whakataka te Hau.

Cr Butler was not present when the meeting commenced.

2 APOLOGIES AND LEAVE OF ABSENCE

Moved Cr Ogilvie/Cr Maling
CN19-10-39

That apologies for absence from Cr T Walker be accepted.
CARRIED

3 PUBLIC FORUM

David Kemp offered his congratulations to the Mayor and councillors on their election. He thanked those returning councillors for their engagement with the Mapua community during the last triennium. He spoke about some of the achievements during that time. He put forward an

opinion that council should work with the community to socialise public spaces more, including initiatives such as installing public seating at more frequent intervals. He urged Council to listen to the senior community and take into account their experience. He also suggested that Council look at affordable housing options for young people trying to join the housing market.

Lew Solomon spoke about the Waimea Dam. He offered his opinion that there was risk of the project overrunning by as much as 40% and asked Council to consider who would be liable for those cost overruns.

Joanna Santa-Barbara and **Julie Nevin** spoke on behalf of Zero Carbon Nelson Tasman. Joanna introduced the group and said that they wanted to work with Council to support action at a local level, to respond to and mitigate the climate risk emergency.

Julie spoke about an upcoming Climate Change Forum and invited support and participation from Tasman District Council, noting that Nelson City Council had already offered their support. She said that one outcome of the forum would be to develop a Climate Change Strategy. Julie said that the group hoped the Council would see them as a resource to support work with the community in the climate change arena.

4 DECLARATIONS OF INTEREST

Nil

5 LATE ITEMS

Nil

6 CONFIRMATION OF MINUTES

Nil

7 PRESENTATIONS

Nil

8 REPORTS

8.1 Elected Members' Expenditure - 2019 Elected Members' Childcare Policy

The report was taken as read. Corporate and Governance Manager, Mike Drummond was present to respond to questions from Council.

Cr Butler joined the meeting at 9.48am.

In response to a question, Mr Drummond advised that this was a new policy from the Remuneration Authority and as such, there was no budget currently set aside to meet the costs. Responding to a follow up question, he advised that the Inland Revenue viewed childcare costs as a private expense.

Mr Drummond clarified that the amounts payable would be taken from the governance budget for the period between 1 November and the next financial year, at which time funds would be set aside to meet these costs going forward. For Community Boards the costs would be met through the targeted rate from the new financial year, but would need to be absorbed within existing Community Board budgets between now and then.

Cr Hutt spoke of her own child care needs and asked for it to be recorded in the minutes that she would be likely to use any such benefit should the policy be adopted by Council.

Council discussed the aim of the policy, which it recognised was to address some of the barriers associated with the traditionally low level of remuneration for elected members, and therefore hopefully enable a wider pool of candidates to feasibly undertake the role. They were widely supportive of encouraging and enabling diversity, but debated whether the policy would have the desired impact.

They also discussed fairness to ratepayers, noting the stance of the Inland Revenue of childcare as a private expense and the accessibility of affordable childcare to members of the public.

**Moved Cr Maling/Cr Hill
CN19-10-40**

That the Full Council:

- 1. receives the Elected Members' Expenditure - 2019 Elected Members' Childcare Policy report RCN19-10-13; and**
- 2. approves the 2019 Elected Members' Childcare Policy (Attachment 1) with effect from 1 November 2019.**

CARRIED

8.2 Ancillary Governance Matters Report

Environment and Planning Manager, Dennis Bush-King noted that the hearing for the Council's Gambling Venues Policy had already been set aside as 6 November 2019. A correction to the draft resolution to name Cr McNamara as the liaison representative to the Dovedale Recreation Reserve Committee and not Cr Maling was also noted. The balance of the report was taken as read.

Council agreed with the recommendation around parking permits and agreed that permits should also be provided to the Motueka and Golden Bay community board members for use when in Richmond on Council or Community Board business.

It was noted and amended that the Wakefield Health Centre operates as a Trust rather than a Board. The Wakefield Community Swimming Pool Management Committee was also added to the list, with Cr Mackenzie as the Council liaison representative.

**Moved Cr Hutt/Cr Tuffnell
CN19-10-41**

That the Full Council:

- 1) receives the Ancillary Governance Matters Report RCN19-10-14; and**
- 2) appoints Councillor Maling as the Chairperson, and Councillors Walker (with Ogilvie as an alternate) and Mackenzie to the Hearing Panel to consider any submissions to the Council's Gambling Venues Policy, with the Chair having authority to appoint replacement members in the event of non-attendance for any reason, and the Hearing Panel having the power to recommend any changes to the Policy to the Strategy and Policy Committee; and**

- 3) appoints Golden Bay Councillor Butler to the Steering Group for the Council's Community Housing Review; and
- 4) appoints Councillor Ogilvie as the Chairperson, and appoints the Motueka Community Board including the Motueka Councillors, to the Motueka Library Working Party; and
- 5) appoints Bryant as the Chairperson, and Councillors Hutt, Hill, Turley and Maling, and an iwi representative to provide a mātauranga Māori perspective (to be appointed by the Mayor) to the Hearing Panel to consider any submissions to the Council's Responsible Camping Strategy, with the Chair having authority to appoint replacement members in the event of non-attendance for any reason, and the Panel having the power to recommend any changes to the Strategy to the Strategy and Policy Committee; and
- 6) appoints Councillor Bryant as the Chairperson, and Councillors Turley, Walker, Hill and Tuffnell to the Hearing Panel to consider any submissions on changes to the Council's Speed Limit Bylaw, with the Chair having authority to appoint replacement members in the event of non-attendance for any reason and the Panel having the power to recommend any changes to the Full Council; and
- 7) resolves under clause 7(1)(j)(i) of the Traffic Control Bylaw 2016 to permit the use of parking spaces in Tasman District by those motor vehicles owned by an elected member of the Tasman District Council [or any community board member] provided that:
 - a. the driver of the vehicle shall display at all times a coupon issued under the signature of the Chief Executive which would exempt the vehicle from having to comply with any time limited parking requirement, and
 - b. the coupon shall only be displayed whilst attending to Council business and is personal to the elected member, and
 - c. any exemption under (a) above does not affect any other obligation to comply with the Traffic Control Bylaw or any other provision in the Land Transport Act; and
- 8) agrees to the following appointees being liaison representatives to management committees and other organisations for the three years of the current triennium; and

Association/Community Group	Liaison Appointee
Moutere/Waimea Ward	
Brightwater Recreation Reserve Committee	Cr Turley
Dovedale Recreation Reserve Committee	Cr McNamara
Spring Grove Recreation Reserve Committee	Cr McNamara
Moutere Hills Recreation Reserve/Community Centre Committee	Cr Turley
Waimea West Recreation Reserve Committee	Cr Mackenzie
Ngatimoti Hall Management Committee	Cr McNamara
Wakefield Recreation Reserve Management Committee	Cr Mackenzie
Ngatimoti Recreation Reserve Committee	Cr McNamara
Equestrian Trust Board	Cr Maling

Wakefield Health Centre Trust	Cr Bryant
Wakefield Community Swimming Pool Management Committee	Cr Mackenzie
Mapua Health Centre Board	Cr Turley
Richmond Ward	
Hope Recreation Reserve Committee	Cr Maling
Keep Richmond Beautiful Committee	Cr Tuffnell
Richmond Bridge and Croquet Club	Cr Greening
Richmond Unlimited Committee	Cr Tuffnell
Lakes/Murchison Ward	
Murchison Recreation Reserve Committee	Cr Bryant
Stanley Brook Recreation Reserve Committee	Cr Bryant
Tapawera Recreation Reserve Committee	Cr Bryant
Lake Rotoiti Community Facility Committee	Cr Bryant

- 9) asks staff to advise the various management committees and other organisations in 8 above of the liaison appointments; and
- 10) agrees that all appointments to various external organisations and committees in 8 above made at the Community Development Committee meeting on 3 November 2016, and any subsequent meetings, cease from the date of this meeting.

CARRIED

8.3 Establishment of Committee Structure

The Mayor explained his rationale for the proposed change to the committee structure, which he said he had socialised during his early conversations with each elected member at the start of the triennium.

Council agreed its support of working to continue to break down the silos and suggested that the structure be reviewed part way through the triennium to reflect on how successfully it was operating.

Councillors applauded the Mayor's initiative and comments were offered in support of the change and for wanting to work with staff to support the organisation having a more integrative approach. Council also agreed on the benefit of being able to focus its attention during meetings on the different types of business; regulatory, strategic and operational, which it agreed was preferable to the current model of having to switch mind set depending on the item being considered.

In response to a question, Mr Drummond said that an item on the Remuneration Authority pool of funding for councillors and how the new structure would impact any future review will come back to 7 November 2019 Full Council meeting.

**Moved Mayor King/Cr McNamara
CN19-10-42**

That the Full Council:

- 1) receives the Establishment of Committee Structure RCN19-10-15; and
- 2) approves the formation of Tasman District Council's committees, subcommittees and joint committees as follows:

Tasman District Council Standing Committees

Strategy and Policy Committee

Operations Committee

Regulatory Committee

Tasman Regional Transport Committee operating under the Land Transport Management Act 2003

District Licencing Committee operating under the Sale and Supply of Alcohol Act 2013.

Tasman District Council Committees

Audit and Risk (reporting to Council)

Commercial (reporting to Council)

Tasman District Council Subcommittees

CEO Review (reporting to Council)

Community Grants (reporting to Operations Committee)

Creative Communities (reporting to Operations Committee)

Community Awards (reporting to Operations Committee)

Joint Committees of Nelson and Tasman Councils

Civil Defence Emergency Management (CDEM)

Joint Committee

Joint Regional Pest Management

Joint Shareholders

Nelson Regional Sewerage Business Unit Joint Committee

Saxton Field Committee

Nelson Tasman Joint Landfill Business Unit Joint Committee

CARRIED

8.4 Appointment of Committee Chairs, Deputy Chairs, Membership and Other Representatives of Council

The Mayor noted that he had circulated his recommendation of the necessary appointments to Councillors prior to the meeting and a copy was tabled. He said that based on his early conversations with each Councillor, he had tried to match each members experience, background, interests and availability with the roles required and that he had also tried to achieve a balance of returning and newly elected members.

Council asked and received confirmation that any Councillor could attend any Council committee or subcommittee meeting regardless of whether they had been appointed to that committee or subcommittee, with the agreement of the Chair and that on those occasions they would have speaking but not voting rights.

An amendment to the tabled proposal was noted, as Cr Tuffnell had taken early retirement during the last triennium from the Nelson Tasman Business Trust and as such was no longer an independent representative.

Council agreed that any external or additional appointments (or re appointments) required to the Tasman Regional Transport Committee would be made in line with the terms of reference for the committee.

It was noted that Cr Mackenzie was an existing independent trustee of the Environment Trust and that, having acknowledged the conflict of Thursday meetings for Councillors with other Council commitments, the Trust would look to reschedule their meetings.

An amendment was noted to the appointment to the Bio Strategy Governance Group that Cr Ogilvie will continue in this role.

The Mayor expressed his appreciation to Councillors for their engagement and their constructive and positive approach throughout this process.

**Moved Mayor King/Cr Bryant
CN19-10-43**

That the Full Council

- 1) receives the Appointment of Committee Chairs, Deputy Chairs, Membership and Other Representatives of Council report RCN19-10-16; and**
- 2) notes that it has adopted, at its meeting on 24 October, System B, Clause 25(4) of the Local Government Act 2002 for the election or appointment of a chairperson and deputy chairperson of a committee and a representative of a local authority, which requires that a person is elected or appointed if he or she receives more votes than any other candidate during a single round of voting; and**
- 3) elects the chairpersons, deputy chairpersons and the membership of the various committees, subcommittees, joint committees of the Council as detailed in the document tabled by the Mayor at the meeting; and**
- 4) appoints the representatives of the Council as detailed in the document tabled by the Mayor at the meeting.**

CARRIED

The meeting broke for morning tea at 10.30am and was reconvened at 10.50am.

9 CONFIDENTIAL SESSION

9.1 Procedural motion to exclude the public

Moved Cr Tuffnell/Cr Hill
CN19-10-44

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

9.2 Golden Bay Grandstand Legal Proceedings - Privileged and Confidential

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	<p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

CARRIED

The meeting resumed in open session at 11.09am.

Responding to an earlier request from Council, copies of the Council commitments calendar for the week commencing 4 November 2019 were tabled.

Council noted that the next Full Council meeting was scheduled for 7 November 2019.

The Mayor invited Cr Hill to close the meeting with the following karakia.

Tāwhiri mai ngā hua o te taiao	Welcome the fruits of the environment
Mai a papatūānuku e takoto nei	From (mother earth) the ground
Ki a Ranginui e tū iho nei	To (sky father) the sky
Tūturu whakamaua	Hold steadfast
Kia tina Tina!	Remain firm!
hui e!	United!
Tāiki e!	So be it!

The meeting concluded at 11.18am.

Date Confirmed:

Chair:

Unconfirmed