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**MINUTES**  
of the  
**FULL COUNCIL MEETING**  
held  
**9.30 am, Thursday, 27 September 2018**  
at  
**Tasman Council Chamber, 189 Queen Street, Richmond**

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**Present:** Mayor R Kempthorne, Councillors T King, S Bryant, P Canton, M Greening, K Maling, D Wensley, D McNamara, A Turley, S Brown, D Ogilvie, T Tuffnell, P Hawkes and P Sangster

**In Attendance:** Chief Executive (J Dowding), Corporate Services Manager (M Drummond), Community Development Manager (S Edwards) Environment & Planning Manager (D Bush-King), Strategic Policy Manager (S Flood), Principal Legal Adviser (L Clark) and Executive Assistant (R L Scherer).

**Part Attendance:** Communications Officer (B Catley), Programme Delivery Manager (R McGuigan), Transportation Manager (J McPherson), Technical Officer – Transportation (M Bell), Activity Planning Adviser (D Bryant), Finance Manager (M McGlinchey), Water Asset Engineer (D Burn), Information Services Manager (P Darlington), Human Resources Manager (J Cranness), Human Resources Adviser (S Rackley), Human Resources Adviser (L Hauraki), Programme Leader, Property Transactions (R Cant), Commercial Portfolio Manager (A Ellis), Administration Officer, Property Services (J Park) and Roading Engineer (R Deck).

## **1 OPENING, WELCOME**

Mayor Kempthorne welcomed everyone to the meeting and explained the procedure for the Public Forum.

## **2 APOLOGIES AND LEAVE OF ABSENCE**

**There were no apologies**

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### 3 PUBLIC FORUM

**Jeff Rowling and Ross Satherley** spoke on behalf of the Motueka Power Boat Club regarding the gravel royalties the Club is required to pay. Mr Rowling and Mr Satherley asked that the Council reinstate the previous arrangement it had with the Club regarding waiving the gravel royalties. They noted that the Club would like to invest the savings in further developing the Club's facilities at Port Motueka. They also asked that the Council meet with them to discuss those plans.

*Cr Sangster arrived at 9.34 am.*

**Neil Larsen** asked that the Council suspend any activity on the Waimea Community Dam for at least two years until they had fully considered the current global economic cycle. Mr Larsen suggested that global financial circumstances are about to dramatically change, that interest rates will spike, trading will be down and the dam will be a liability for the Council and irrigators. Mr Larsen provided a copy of his speaking notes for circulation to the Councillors.

**Albie Aubrey** spoke about the District-wide charges for the dam and suggested that the Council should not call the dam charges a targeted rate. Instead he suggested that they should be included in the general rate as they affect the whole District. Mr Aubrey suggested that this will help to make rates more affordable for everyone. Mr Aubrey also spoke about the uniform annual charge for properties in Waimea Village and suggested that they are understated and that Waimea Village residents are not paying a fair and full amount of rates on their properties.

*Cr Bryant left the meeting at 9.45 am and returned at 9.47 am.*

**Murray Dawson** spoke about the Waimea Dam and the "in committee" Council meeting held on 6 September 2018. Mr Dawson asked why the public could not hear what the Chief Executive of Nelson City Council had to say at that meeting. Mr Dawson spoke about minimum river flows and cyanobacteria. Mr Dawson also referred to recent media reports regarding the ratepayer contribution to the dam which he believes is misleading. He asked the Council to correct their previous statements in local media.

**Dick Lamb** spoke about the Golden Bay A&P Association and the Golden Bay grandstand. He referred to the 1959 Reserves and other Lands Disposal Act (ROLD Act) which suggests that the A&P Association had the right to use the land and buildings at the A&P site in Golden Bay for their purposes in perpetuity. He noted that the Council is currently paying the Golden Bay A&P Association \$60 per annum in recognition of this legislation. Mr Lamb asked that the Council ensure that the Golden Bay Grandstand issue is brought to a close and that no more money is spent on this issue by the ratepayers, the A&P Association and the Grandstand Trust.

**Max Clark** circulated a document regarding nitrate levels in the Waimea Plains. Mr Clark spoke about the early contractor price for the Waimea Dam and rumours of price increases. Mr Clark suggested that the Council should appoint an independent hydrologist to provide advice regarding the Waimea aquifers and their connection to the Waimea River. Mr Clark referred to bores on the Waimea Plains which he believes do not meet the New Zealand Drinking Water Standards. Mr Clark referred to an action being taken on the Council in the Environment Court regarding the Waimea Dam.

**Kevin Walmsley** spoke about the Zone of Benefit (ZOB) for the Waimea Dam and requested a change to the ZOB boundaries. Mr Walmsley suggested that the Council had made an error in setting the boundary lines and that this error should be corrected. Mr Walmsley asked that the Council be fair to its ratepayers and spoke about several properties in Eban Road that he believed should not be in the ZOB. Mr Walmsley noted that none of the properties in Eban Road will receive water from the Waimea water supply. Mr Walmsley suggested that the Council remedy

this issue by following title boundaries for the ZOB and to remove the rates and provide a credit for the affected properties.

#### **4 DECLARATIONS OF INTEREST**

Nil

#### **5 LATE ITEMS**

The Mayor advised the Council of the late item included in today's agenda regarding the funding agreement for the Waimea Dam Project (commitment phase – part 3) between CIIL, WIL and Tasman District Council.

**Moved Cr Bryant/Cr Brown  
CN18-09-6**

**That the in committee late item, 9.5 Funding Agreement for the Waimea Dam Project (Commitment Phase – Part 3) between CIIL, WIL and Tasman District Council, be considered at today's meeting.**

**CARRIED**

Cr McNamara asked that his vote against acceptance of the late agenda item be recorded.

#### **6 CONFIRMATION OF MINUTES**

The Councillors discussed the minutes of the 9 August 2018 Council meeting. They agreed to confirm the minutes with two minor wording changes.

**Moved Cr Hawkes/Cr Brown  
CN18-09-7**

**That the minutes of the Full Council meeting held on Thursday, 9 August 2018, as amended, be confirmed as a true and correct record of the meeting.**

**CARRIED**

Cr McNamara asked that his vote against confirmation of the minutes of 9 August 2018 be recorded.

**Moved Cr Maling/Mayor Kempthorne  
CN18-09-8**

**That the minutes of the Full Council meeting held on Tuesday, 28 August 2018, be confirmed as a true and correct record of the meeting.**

**CARRIED**

Cr McNamara asked that his vote against confirmation of the minutes of 28 August 2018 be recorded.

The Councillors discussed the minutes of the 6 September 2018 Council meeting. It was agreed that these minutes required adjustment and that after these adjustments were made, they would be confirmed at the next Full Council meeting on 8 November 2018.

**Moved Cr Hawkes/Cr Wensley  
CN18-09-9**

**That the minutes of the Extraordinary Full Council meeting held on Thursday, 13 September 2018, be confirmed as a true and correct record of the meeting.**

**CARRIED**

## **7 PRESENTATIONS**

### **7.1 Warmer Healthier Homes**

Leeson Baldey, Chairman of the Warmer Healthier Homes Nelson Steering Committee made a presentation to the Council. He circulated a document outlining the activities of the Warmer Healthier Homes Steering Committee in the Nelson-Tasman region.

Mr Baldey said he will be asking the Council to provide funding of \$25,000 to support homeowners to improve the insulation of Tasman homes in the next Annual Plan. Mr Baldey noted that this funding would be used to leverage further funds from EECA and would help up to 30 Tasman homeowners who have a need for insulation.

In response to a question, Mr Baldey agreed that, in general, insulation standards in New Zealand have increased but that many properties built prior to 2000 remain under-insulated. Mr Baldey also spoke about Ministry of Health data which suggested a link between low income, productivity and respiratory diseases.

In response to a question, Mr Baldey said that rental properties had been included in the project in the last two years but the organisation's goal is to support families in need, and therefore the group will not provide insulation subsidies for landlords in the future.

Mr Baldey noted that EECA contribute 67% of the insulation costs for each home with the balance being provided by Warmer Healthier Homes group and a part contribution from the homeowner. The homeowner's contribution is assessed on an "as needs" basis. Mr Baldey said that the average cost to insulate a home is between \$3,000 to \$4,000.

In response to a question, Mr Baldey said that seasonal worker accommodation is excluded under the EECA programme. He noted that the Warmer Health Homes group can seek additional funding from other source such as DHB and that they can be flexible with that funding to provide assistance for people in real need, eg young families with children with health issues who are living in rental accommodation.

*The meeting adjourned for morning tea at 10.25 am and reconvened at 10.37 am.*

### **7.2 Treasury Update**

Finance Manager, Matt McGlinchey introduced Brett Johanson, Alex Wondergem and Sarah Houston-Eastergard from Council's Treasury providers PricewaterhouseCoopers (PWC) who gave an update on Treasury to the Full Council.

Mr Johanson told the Councillors that PWC staff are happy with how the Council is measuring its treasury practices. He noted that regular meetings between PWC and Council staff ensured that the policy is always at the forefront for both parties.

The PWC staff spoke about the world economy including the current international trade wars and their impact on New Zealand's GDP, debt and interest rates.

In response to a question, Mr Johanson advised that Standard and Poors typically look out three years when they are considering their credit ratings. He also highlighted that sound Council governance is an important factor in the Standard and Poors rating.

Corporate Services Manager, Mike Drummond noted that staff meet with PWC staff monthly. He said that if any significant world economic event was to potentially affect the Council, this would be reported to the Chief Executive and then to the Council. He advised the Council that they can have a high level of comfort in the financial reporting provided to them.

In response to a comment regarding prudent financial stewardship, Mr Johanson confirmed that the Treasury Policy is very effective in identifying all the key treasury risks for the Council.

In response to a question about debt to equity ratios and the Council's borrowing limits, Mr Drummond confirmed that the Council's borrowing limits are consistent with the LGFA lending policy.

In response to a question, Mr Wondergem confirmed that PWC look at economic trends on both short term and long term time horizons and including historical trends.

## **8 REPORTS**

### **8.1 Traffic Control Bylaw - Proposed Parking Control Changes**

Technical Officer, Transportation, Megan Bell and Transportation Manager, Jamie McPherson spoke to the report contained in the agenda and asked that it be taken as read.

Mr McPherson spoke about the proposal to provide staff car parking in the Petrie Carpark at the Library. He noted that this proposal had been discussed at the Community Development Committee and the potential threat to staff health and safety provided a mechanism to include the parking restriction in the bylaw. Mr McPherson spoke about the Council's obligation to manage the health and safety interests of its employees.

In response to a question, Mr McPherson spoke about the minimum car parking requirements under the TRMP where each business must supply a number of car parks per square metre. Alternatively, the business can choose to pay a financial offset contribution for general car parking.

The Councillors spoke about the precedent setting of providing car parking for Library staff at Petrie Carpark and what car parking could be affected at other Council-owned car parks.

Mr McPherson said that he had given the proposal considerable thought and while he was initially concerned about setting a precedent, he had spoken to the Library staff and suggested alternative options but these were not as pragmatic or practical as the option in the proposed bylaw. Mr McPherson talked about the example of how Jellyfish café helps its staff who are required to work late.

Community Development Manager, Susan Edwards spoke about the increasing number of

incidents of undesirable behaviour at the Library. She referred to a recent incident where a knife had been drawn by a Library patron on another patron. She also spoke about recent cases where several people had been trespassed from the Library. She advised the Council that often the patron's undesirable behaviour occurs later in the day when only two staff are on site. Ms Edwards spoke about the Council's obligations to look after the health and safety of its employees.

It was suggested that the safety concerns for our staff should be discussed with the Richmond Police and the community patrol.

### **Moved Cr Sangster/Cr Tuffnell CN18-09-10**

#### **That the Full Council:**

- 1. receives the Traffic Control Bylaw - Proposed Parking Control Changes; and**
- 2. approves the following changes described below to the Traffic Control Devices Register under the Traffic Control Bylaw 2016 with effect from 1 October 2018.**

<b>Ref</b>	<b>Street Name</b>	<b>Primary Restriction</b>	<b>Start Easting</b>	<b>Start Northing</b>	<b>End Easting</b>	<b>End Northing</b>
1	Champion Road	NS-No Stopping	1617050.728	5424032.156	1617093.273	5423980.827
1	Champion Road	NS-No Stopping	1617037.816	5424047.608	1617000.307	5424093.667
2	Crescent Street	NS-No Stopping	1615495.738	5423073.118	1615506.909	5423096.363
3	Doran Street	NS-No Stopping	1615459.077	5423923.862	1615466.301	5423930.448
3	Doran Street	NP-No Parking	1615536.549	5423955.251	1615544.024	5423957.2
3	Doran Street	NS-No Stopping	1615444.559	5423910.573	1615451.73	5423917.165
3	Doran Street	NS-No Stopping	1615492.162	5423950.687	1615503.452	5423953.628
3	Doran Street	NS-No Stopping	1615536.549	5423955.251	1615544.024	5423957.2
3	Doran Street	NS-No Stopping	1615448.98	5423905.25	1615509.341	5423948.172
3	Doran Street	NS-No Stopping	1615518.991	5423950.798	1615526.828	5423952.777
3	Doran Street	NS-No Stopping	1615528.662	5423960.228	1615538.87	5423962.875
3	Doran Street	NS-No Stopping	1615473.645	5423937.225	1615483.207	5423945.859
3	Doran Street	NS-No Stopping	1615543.679	5423964.16	1615556.57	5423967.548
3	Doran Street	NP-No Parking	1615444.559	5423910.573	1615451.73	5423917.165
3	Doran Street	NS-No Stopping	1615435.504	5423902.359	1615440.715	5423907.087
3	Doran Street	NS-No Stopping	1615513.087	5423956.357	1615519.004	5423957.683
4	Dorset Street	NS-No Stopping	1615195.105	5423503.343	1615205.98	5423490.643
4	Dorset Street	NS-No Stopping	1615312.526	5423315.369	1615320.464	5423306.161
4	Dorset Street	NS-No Stopping	1615241.134	5423428.622	1615247.749	5423407.244
4	Dorset Street	NS-No Stopping	1615229.792	5423446.14	1615233.814	5423428.995
4	Dorset Street	NS-No Stopping	1615264.184	5423362.569	1615284.028	5423338.32
4	Dorset Street	NS-No Stopping	1615287.761	5423344.727	1615300.038	5423330.334
4	Dorset Street	NS-No Stopping	1615336.656	5423287.323	1615347.981	5423273.565
4	Dorset Street	P30	1615205.98	5423490.643	1615227.094	5423457.861
5	Elizabeth Street	NS-No Stopping	1615709.217	5423644.412	1615712.123	5423646.363
5	Elizabeth Street	NS-No Stopping	1615699.064	5423637.47	1615705.269	5423641.683
5	Elizabeth Street	NS-No Stopping	1615727.355	5423667.05	1615729.735	5423668.819
6	Greenwood Street	NS-No Stopping	1601052.821	5449027.46	1601075.588	5449027.381

7	Harkness/Petrie Car Park	R-Reserved-Library	1615414.313	5423689.138	1615418.023	5423692.082
8	Heritage Crescent	NS-No Stopping	1616663.898	5423803.12	1616668.025	5423806.501
8	Heritage Crescent	NS-No Stopping	1616720.942	5423695.643	1616768.832	5423689.029
8	Heritage Crescent	NS-No Stopping	1616722.926	5423682.811	1616761.82	5423676.858
9	Inglis Street	NS-No Stopping	1600960.794	5449334.932	1600972.899	5449334.469
10	King Street	NS-No Stopping	1614480.043	5423221.901	1614476.048	5423241.939
10	King Street	NS-No Stopping	1614483.676	5423200.947	1614456.212	5423225.236
11	Martin Avenue	NS-No Stopping	1604222.073	5416456.775	1604210.825	5416483.72
12	Old Wharf Road	NS-No Stopping	1600985.522	5447430.658	1601010.446	5447429.785
13	Otuwhero Spit Carpark	P180	1600676	5460234	1600653	5460211
13	Otuwhero Spit Carpark	P180	1600652	5460240	1600649	5460228
13	Otuwhero Spit Carpark	P10	1600652	5460210	1600637	5460212
13	Otuwhero Spit Carpark	P10	1600638	5460213	1600641	5460229
14	Poole Street	NS-No Stopping	1600923.386	5449233.349	1600938.558	5449229.023
14	Poole Street	NS-No Stopping	1600924.858	5449243.591	1600937.998	5449244.781
15-17	Queen Street	No Skateboarding	1615609	5423375	1615291	5423758
15-17	Queen Street	No Skateboarding	1615291	5423758	1615610	5423374
15-17	Queen Street	Bus Stop	1615607	5423377	1615599	5423387
15-17	Queen Street	NS-No Stopping	1615599	5423387	1615589	5423398
15-17	Queen Street	Bus Stop	1615590	5423398	1615581	5423408
15-17	Queen Street	NS-No Stopping	1615579	5423411	1615569	5423423
15-17	Queen Street	P60	1615569	5423423	1615536	5423462
15-17	Queen Street	MP-Motorbike Park	1615551	5423444	1615548	5423448
15-17	Queen Street	P5	1615534	5423464	1615531	5423468
15-17	Queen Street	P60	1615530	5423468	1615446	5423571
15-17	Queen Street	P60	1615419	5423603	1615291	5423759
15-17	Queen Street	NS-No Stopping	1615330	5423711	1615327	5423715
15-17	Queen Street	Bus Stop	1615325	5423717	1615309	5423736
15-17	Queen Street	NS-No Stopping	1615306	5423741	1615292	5423757
15-17	Queen Street	NS-No Stopping	1615280	5423772	1615268	5423786

15-17	Queen Street	P60	1615233	5423828	1615241	5423818
15-17	Queen Street	NS-No Stopping	1615233	5423828	1615211	5423854
15-17	Queen Street	NS-No Stopping	1615233	5423828	1615211	5423854
15-17	Queen Street	P60	1615228	5423834	1615236	5423824
15-17	Queen Street	P60	1615288	5423762	1615375	5423656
15-17	Queen Street	NS-No Stopping	1615375	5423657	1615379	5423652
15-17	Queen Street	NS-No Stopping	1615394	5423634	1615399	5423628
15-17	Queen Street	P60	1615399	5423628	1615535	5423463
15-17	Queen Street	MP-Motorbike Park	1615415	5423608	1615419	5423603
15-17	Queen Street	P5	1615537	5423461	1615533	5423465
15-17	Queen Street	NS-No Stopping	1615544	5423451	1615541	5423455
15-17	Queen Street	P60	1615544	5423451	1615608	5423376
15-17	Queen Street	NS-No Stopping	1615569	5423423	1615573	5423418
2	Shearer Terrace	NS-No Stopping	1615499.284	5423038.822	1615479.259	5423042.661
2	Shearer Terrace	NS-No Stopping	1615495.738	5423073.118	1615502.159	5423047.585
18	Shearer Terrace	NS-No Stopping	1615524	5423003	1615531	5422985
19	Surrey Road	NS-No Stopping	1615291.266	5422851.116	1615300.163	5422832.168
20	Tudor Street	NS-No Stopping	1601022.743	5448679.92	1601004.311	5448680.253
20	Tudor Street	NS-No Stopping	1601050.059	5448678.979	1601063.817	5448678.582
20	Tudor Street	NS-No Stopping	1600966.921	5448681.837	1600982.07	5448681.373
21	Washbourn Gardens	MP- Mobility Park	1615591	54223131	1615593	5423133
						5423227.497
22	Wensley Road	NS-No Stopping	1615388.175	5423214.479	1615440.868	

**CARRIED****8.2 Stopping of Road (for transfer to DOC) - Pupu Springs Road**

Programme Leader – Property Transactions, Robert Cant spoke to the report contained in the agenda which was taken as read.

**Moved Cr Sangster/Cr McNamara  
CN18-09-11**

**That the Full Council:**

- 1. receives the Stopping of Road (for transfer to DOC) - Pupu Springs Road report ;  
and**



2. **approves the land described as sections 4, 5 and 7 on SO 443463 being declared to be stopped ahead of a transfer to the Department of Conservation pursuant to Sections 116 and 117 of the Public Works Act 1981, and**
3. **authorises the Property Services Manager to sign all documentation to give effect to this decision, including the transfer of the land to the Department of Conservation.**

**CARRIED**

### **8.3 Treasury Report**

Corporate Services Manager, Mike Drummond and Finance Manager, Matt McGlinchey spoke to the report contained in the agenda which was taken as read.

**Moved Cr Ogilvie/Cr Maling  
CN18-09-12**

**That the Full Council receives the Treasury Report.**

**CARRIED**

### **8.4 Activity Balances Report**

Mr Drummond and Mr McGlinchey spoke to the report contained in the agenda which was taken as read.

*Cr Hawkes left the meeting at 12.04 pm*

In response to a question, Mr Drummond confirmed that the activity balance funds are being carried forward to complete work from the previous financial year. The Councillors discussed the various factors that impact on a budget surplus or deficit.

*Cr Hawkes returned at 12.10 pm.*

It was suggested that the surplus funding in the forestry account could be used in rivers and flood protection works as that account is in deficit. Mr Drummond agreed that funding from one activity can be transferred to another if there is a surplus.

In response to a question regarding funding of Saxton Field projects, Ms Edwards explained that the funding was being carried over for the roading access project on Champion Road according to a previous decision of the Council.

The Councillors discussed the decision-making for project budget carryovers with some suggesting that the Council should be responsible for making the final decisions on where surplus funds could be spent.

*Cr Maling left the meeting at 12.23 pm.*

In response to a question, Environment & Planning Manager, Dennis Bush-King noted that there had been no budget allowance for leaky home claims.

*Cr Maling returned to the meeting at 12.25 pm.*

Mr McGlinchey explained the relationship between the capital budget carryovers and the

operations budget carryovers.

*Cr Turley left the meeting at 12.32 pm.*

In response to a question, Mr Drummond explained that some of the carryover balances were where work was expected to be done but for various reasons it didn't happen in the 2017-2018 financial year.

*Cr Turley returned to the meeting at 12.35 pm.*

In response to a question about funding for emergency events, Mr Drummond advised the Council that staff use all other avenues of funding before they commit any investment from the general disaster fund.

In response to a question about the carryover of funding in the community relations budget, Mr Drummond noted that staff have been focused on the Waimea Dam project and this has taken resource away from the normal work programme in this activity area.

The Councillors asked for a more detailed activity balances report for the next financial year.

**Moved Cr Brown/Cr Tuffnell  
CN18-09-13**

**That the Full Council**

- 1. receives the Activity Balances report; and**
- 2. approves the use of \$95k to complete an operating project from the Community Facility activity, para 4.7.1 of this report; and,**
- 3. approves the use of \$190k to complete a capital project from the Community Facility activity, para 4.7.1 of this report; and,**
- 4. approves the carryover of \$661k to complete operating projects from the Parks and Reserves activity, para 4.7.3 of this report; and,**
- 5. approves the transfer of \$532k to the General Disaster Fund from the Parks and Reserves activity, para 4.7.3 of this report; and,**
- 6. approves the carryover of \$82k to complete operating projects from the Special Purpose Committee activity, para 4.7.5 of this report; and,**
- 7. approves the transfer from the general rates growth fund of \$37.5k to the Special Grants expenditure budget line, para 4.7.6 of this report; and,**
- 8. approves the carryover of \$44k to complete operating projects from the Community Recreation activity, para 4.7.7 of this report; and,**
- 9. approves the carryover of \$37k to complete operating projects from the Libraries activity, para 4.7.10 of this report; and,**
- 10. approves the transfer of \$295k from the General rates Growth account to offset the Leaky Home payment in the building activity, para 4.8.11 of this report; and,**
- 11. approves the carryover of \$103k to complete operating projects from the Environmental Information activity, para 4.9.2; and,**
- 12. approves the carryover of \$20k to complete operating projects from the Environmental Policy activity, para 4.9.5 of this report; and,**

13. approves the carryover of \$314k to complete capital projects from the Roding activity, para 4.10.6 of this report; and,
14. approves the use of \$200k to pay off internal loans from the Roding activity, para 4.10.6 of this report; and,
15. notes the Roding Emergency fund is now nil para 4.10.5 of this report; and,
16. notes the Classified Rivers Emergency fund is now nil para 4.10.12 of this report; and,
17. approves the carryover of \$17k to complete operating projects from the Solid Waste general activity, para 4.10.13 of this report; and,
18. approves the carryover of \$143k to complete operating projects from the Stormwater activity, para 4.10.15 of this report; and,
19. approves the use of \$247k to pay off internal loans from the Stormwater activity, para 4.10.15 of this report; and,
20. approves the carryover of \$257k to complete operating projects from the Wastewater activity, para 4.10.16 of this report; and,
21. approves the use of \$1.08m to pay off internal loans from the Wastewater activity, para 4.10.16 of this report; and,
22. approves the carryover of \$92k to complete operating projects from the Urban Water activity, para 4.10.17 of this report; and,
23. approves the use of \$645k to pay off internal loans from the Urban Water activity, para 4.10.17 of this report; and,
24. approves the carryover of \$64k to complete operating projects from the Wai-iti Dam Water Supply activity, para 4.10.22 of this report; and,
25. approves the carryover of \$260k to complete operating projects from the Community Development overhead area, para 4.11.1 of this report; and,
26. approves the carryover of \$174k to complete operating projects from the Corporate Services overhead area, para 4.11.2 of this report; and,
27. notes that where funds are not used they will remain in the activity until a formal report to Council is made to request their release.

## **CARRIED**

*The meeting adjourned for lunch at 12.48 pm and reconvened at 1.20 pm.*

*Cr King and Cr Wensley did not return from the lunch adjournment at 1.20 pm.*

### **8.5 Capital Carryovers 2017/18 to 2018/19**

Mr Drummond and Mr McGlinchey spoke to the report contained in the agenda which was taken as read.

Mr McGlinchey noted that the resolution now included the full table of individual capital carryovers. He also advised the Council that if the proposed carryovers were approved it would mean a total capital spend in 2018/19 of \$65 million. However, this will be reforecast in the next

few weeks and a report on an achievable capital works programme will be presented to the Council meeting on 8 November 2018.

In response to a question, Programme Delivery Manager, Russell McGuigan explained the time lag in getting projects planned and designed before construction. He noted that staff are aware of the need for a longer lead time to do project investigation work.

*Cr Wensley returned to the meeting at 1.25 pm.*

In response to a question, Mr Drummond noted that requests for carryover funding have never had sufficient impact to trigger an amendment to the Long Term Plan.

### **Moved Cr Bryant/Cr Ogilvie**

**CN18-09-14**

#### **That the Full Council**

- 1. receives the Capital Carryovers 2017/18 to 2018/19 report ; and**
- 2. approves carrying the proposed budget carryovers totalling \$24.2m, as listed below into the 2018/2019 financial year.**

<b>Description</b>	<b>Carry over to 2018/19 Budget \$</b>	<b>Reason for Carry Over</b>
<b>Community Facilities</b>		
Aquatic Centre - Retiling	290,964	unspent Capital budget transfer to retiling project as per 5 April 2018 report to Full Council
Saxton Capital Development	810,000	For hockey turf replacement and road construction
Golden Bay Community Facility	233,522	Carparking, lighting and drainage
<b>Total Community Facilities</b>	<b>1,334,486</b>	
<b>Reserve Financial Contributions</b>		
GB 'Walkways/Esplanades	39,060	Funding for Coba subdivision walkway, waiting on issue of 224 certificate
GB Picnic Area/Gardens General	4,262	Furniture item for Takaka Memorial Reserve, waiting on completion of playground installation
GB Cemeteries	10,633	Sign installation, waiting for staff resourcing
GB Coastcare	21,299	Funding for beach replenishment
MW Land Purchases	54,687	Provision for reserve purchases
MW Coastcare	26,634	Continuing development of Moturoa/Rabbit Island and McKee Memorial Recreation Reserve
MW Playground General	30,639	Continuing development of playgrounds to meet growth needs
MW Playground Equipment	64,064	New playground Richmond South Reserve - Hart or Sabine Drive Reserves

MW Picnic Area/Gardens General	7,720	New picnic facilities for reserves
MW Toilets General	35,333	New toilets at Wakefield Reserve
MW Walkways Waimea Inlet	5,585	Continuing development of walkways
MW Sports fields/Tennis courts	238,060	Development of new sports fields Wakefield/Brightwater
M Land Purchases	243,764	Provision for reserve purchases
M Community Projects	143,318	Adult fitness equipment and artwork Motueka and Tapu Bay toilet
M Walkways General	31,631	Development of walkways Moutere Hills area
M Riwaka Rugby Ground (DSIR)	14,500	Potential Development work
M Coastcare	18,111	Continuing work on coastal area
M Purchase New Reserve	255,750	Provision for reserve purchases including additional land for Sportspark Motueka
Motueka Quay Carpark/Landscaping	50,000	Completion of Stage 2 of project waiting on staff resource
M Sports fields General	78,704	Facilities for sportsgrounds
M Picnic Area/Gardens General	16,729	Ongoing facilities development at Motueka
M Playgrounds General	177,797	Marahau playground development - Newhaven Cres Reserve and Ngapiko Place Reserve
M Sportspark - New Field develop	137,216	Development of new area once purchase complete
Richmond - Security Cam	20,849	Providing additional cameras in reserves
Rich New Reserves	264,295	Provision for land purchase
R Walkways General	146,247	Development of tracks at Dellside Reserve, contribution to Poutama Drain Walkway
Richmond - Walkways Cap	10,424	Continuing facilities for walkways
R Cemeteries	53,164	Roadway extension Richmond Cemetery
Rich New Reserves	104,244	Provision for land purchase
Rich Toilets General	217,884	Toilets at Ben Cooper Park, Easby Park
Rich Community Project	20,457	Bill Wilkes Reserve Adult Equipment
Rich Waimea River Park	137,318	Provision of facilities for River Park
Rich Sportsgrounds general	173,670	Provision of facilities for sports fields
Rich Picnic Area/Gardens General	5,000	New park furniture
<b>Total Reserve Financial Contributions</b>	<b>2,859,048</b>	

<b>Parks &amp; Reserves</b>		
TIF Toilet Capital Funding	473,500	Completion of seven TIF Public Conveniences. \$210k is funded from external provider.
<b>Total Parks &amp; Reserves</b>	<b>473,500</b>	
<b>Community Housing</b>		
Community Housing - Aotea Flats	14,705	To continue with heat pump and insulation project
<b>Total Community Housing</b>	<b>14,705</b>	
<b>Corporate Services</b>		
Mapua Wharf Streetscaping	32,377	Retain budget to fund additional planter boxes, and compound to hide recycling bins.
Tarakohe Marina Improvements	374,153	Delayed project to install new toilets, showers and laundry for marina, plus services.
Port Tarakohe Hardstand	64,957	Retain budget to fund improvements to hardstand, ie new top layer, concrete block wall etc.
Motueka Aerodrome Power & Data Reticulation	93,543	Project delayed, in design phase and negotiations with Network Tasman.
Motueka Aerodrome Pressure Wastewater System	10,633	As above, all services through same trench.
Earthquake Strengthening	227,165	Ongoing assessment of TDC buildings for any necessary earthquake strengthening work required. If the assessor and contractor are available then work may be completed during 2018/19. C/O \$181,679 plus \$45,487 (income) from Lottery Grant.
Main Office refit	115,448	Refit main office
Beach Road Shed	20,400	Upgrade of storage sheds for Hydrology and Biosecurity
Main Office Generator	80,000	Investigating requirement for a backup generator for IS/emergency
E&P Vehicles	50,000	E&P Ford Ranger for Hydrology.
Computer Hardware	50,000	Requirement to upgrade TDC PABX ahead of schedule
Computer Software	30,000	Requirement to upgrade TDC PABX ahead of schedule
<b>Total Corporate Services</b>	<b>1,148,676</b>	
<b>Environmental &amp; Planning</b>		
Challies Road, carpark and toilet facilities	79,588	The Engineering department had an increased workload during the previous financial year and this project was pushed back. Additionally ES were to contribute to the costs. There is no longer budget available for this and it will now be 100% funded from

		the Challies project area based on additional royalties gathered this summer. Initial capital from this GL was \$120k in the initial budget but the latest estimate is \$220k. There is to be additional funds entering the account from a new gravel extraction and wetland/pond development planned to occur this coming summer.
Singers & Rogers Classification and zonation	10,800	Staff have already signed off on \$30k of this project for work straddling the year end close with a remaining \$10k of initial \$40k to wash up outstanding work. The project had a delayed start due to contractor unavailability.
<b>Total Environmental &amp; Planning</b>	<b>90,388</b>	
<b>Coastal Structures</b>		
Coastal Structures Renewals	70,000	Committed to Mapua wharf seawall renewal
<b>Total Coastal Structures</b>	<b>70,000</b>	
<b>Roading</b>		
Richmond Queen Street Upgrade	79,343	Required as part of project completion/closeout
Bateup Road Widening	2,575,035	Construction underway
Poutama Drain Bridge	183,600	Committed to development
Brightwater Town Centre Upgrade	6,763	Committed to project, consultant fees commitment
Footpath Rehabilitation	72,519	Required for committed works Florence Street and High Street
Carpark Resurfacing	31,270	Programme of works - asphalt resurfacing of off-street car parking facilities
TIF Toilets	92,979	Committed work.
Tasman's Great Taste Trail Construction	1,358,493	Ongoing commitment for construction, agreement with MBIE
Abel Tasman Drive Curve Widening	180,000	Required to complete widening. Project delayed due to penguin nesting season.
<b>Total Roothing</b>	<b>4,580,002</b>	
<b>Solid Waste</b>		
Takaka Resource Recovery Centre Upgrade	47,823	Detailed design (in progress). Works scheduled for 2018/19 year.
2017/18 Closed Landfill Improvements	268,102	Budget required for Mariri RRC hazardous waste trench and boundary adjustment (\$100k) with remainder of work at Rototai and old Mariri site.
Richmond Resource Recovery Centre	51,000	Fencing and drainage work at Richmond (in progress).

RRC Health & Safety Improvements	6,710	For CCTV cameras in 2018-19 in addition to 2018/19 budget
Enhance extend landfill planting	100,000	Planting to commence following consent approval. Balance for contingency funding.
RRC Site Improvements	83,849	Carry forward for Richmond pavement and drainage work.
Compactor and Bin Renewals	16,622	To fund installation of Richmond compactor in 2018-19
RRC Computers	1,152	To fund backup computer
<b>Total Solid Waste</b>	<b>575,258</b>	
<b>Stormwater</b>		
Richmond central improvements	135,000	To cover costs through to completion of defects period
Pohara Main Settlement flood works	1,095,373	Property negotiations and agreements continue with detailed design. Consent for works to be obtained prior to works.
Lower Queen Street Stormwater	760,101	Scheduled to complete September 2018.
Borck Creek/Poutama Drain Widening 16/17	19,297	Funding for completion of design.
Washbourn Gardens Stormwater Bypass	122,594	Funding for continuation of design.
Stormwater Quality Improvements	52,012	Swale drain to divert paddock flow from Lake Killarney and stream side planting along Reservoir Creek.
Poutama Drain Upgrade	423,607	Funding committed to Berryfields Bridge, completion of design and for ongoing work in Borck/Richmond West.
Motueka Poole Street Stormwater Upgrade	24,358	Contract complete but in defects period.
Richmond - Deviation Bund Drainage	139,979	Awaiting model assessment and option analysis.
Richmond McGlashen Ave Stormwater improvements	150,124	Awaiting model assessment and option analysis.
2017 Lower Queen Street - Waimea Estuary Stormwater	1,330,770	Due for completion in October 2018. Surplus needed for balance of related projects.
2017 Lower Queen Street Stormwater Earthworks	107,151	Due for completion in October 2018. Surplus needed for balance of related projects.
Richmond West Stormwater Land Purchase	1,355,428	Funding committed to several land purchases - Poutama Drain and 428 LQS.
Richmond South Stormwater Land Purchase	937,530	Land purchases required for Richmond South developments and designations.



Borck Creek Adaptive Plan	50,000	Lower Queen Street stormwater modelling.
Urban Drainage Areas Discharge Consent	96,093	To continue with global discharge consent.
Motueka - Comprehensive discharge consent for UDA	51,432	Floor level survey Motueka.
Growth allowance for Stormwater Infrastructure	62,900	Contribution for development.
Richmond - Ranzau Road/ Paton Road/White Road	51,000	Options analysis for upper Borck Creek catchment.
Stormwater Outlets, Inlets and Valves Renewals	12,977	Broadsea Outlet Improvements.
Richmond -Discharge Consent	39,780	Floor level survey Richmond.
<b>Total Stormwater</b>	<b>7,017,506</b>	
<b>Water Supply</b>		
Kaiteriteri Treatment Upgrade	43,820	Final payments for works completed on project
Kaiteriteri Pipeline Replacement	52,000	Completion of pipeline and potential use of funds for Hill Street pipeline.
Pohara WTP & PS - Treatment Upgrades	99,940	Works already underway on building alteration.
New Motueka WTP (Parker St)	750,390	Design underway, work need to comply with resource consent
New Motueka WTP (Parker St)	338,378	Design underway, work need to comply with resource consent
Motueka WTP (Parker Street)	393,210	Design underway, work need to comply with resource consent
Richmond Lower Queen Street main upsize	245,454	This is required for completion of project. There is a projected overrun of \$50,000 in 2018/19
Richmond Rezoning McGlashen Avenue	168,332	Largely complete but some work outstanding including rezoning work on Salisbury Road
2017 Richmond South Watermain Arizona Paton-Bateup	281,684	Ongoing commitments for construction
2017 Richmond Water Treatment Plant Capacity Increase	289,581	Ongoing commitments for construction
Mapua Reticulation - Aranui Road & Stafford Drive Main Replacement	78,630	Ongoing commitment for design
Richmond South Reticulation - Low Level Water Main	340,806	Ongoing commitments for construction

Rezoning	21,000	To be used for the Salisbury Road upgrade for rezoning
Richmond South facilitation works	232,695	Ongoing commitments with developers
Dovedale Reticulation Renewal Programme	21,959	Required for Dove River deviation and ongoing reticulation upgrade work (\$204,000 budgeted in 2018/19)
Redwood Reticulation Renewal Programme	16,326	Committed work
Redwoods Treatment	33,885	Committed to completion of new bore headworks
<b>Total Water Supply</b>	<b>3,408,089</b>	
<b>Wastewater</b>		
Motueka WWTP Upgrade	3,763	MF plant repairs and defects. Further work funded by other budgets.
Kaiteriteri Replacement Wastewater Pipeline	1,240,808	Contract due for completion Sept 2018. Remaining funding required for Headingly Lane gravity sewer.
Takaka WWTP Generator	125,530	Funds required for odour control and generator.
45 Trewavas St PS New Storage	21,309	Consents granted. Work being priced.
Rehabilitation of Wetwells	134,801	Consents submitted. Still in design stage
Lower Queen Street Water and Sewer Pipelines	49,980	Works largely complete. Remaining funding required for Headingly Lane gravity sewer.
Four Winds Pump Station and Rising Main Upgrade	8,765	Project in construction.
Motueka WWTP Wetland Restoration	427,145	\$340k required for work in progress and remainder as contingency for MF plant.
New Stafford Drive Pump Station and Rising Main	455,393	In progress. Design underway, consents lodged. Multi-year project.
Flushing Tanks Decommissioning	21,781	Required for decommissioning/disposal of flushing tanks
Safety improvements	37,792	Committed for lid upgrades.
New Telemetry	12,241	Committed for St Annaud WWTP
Mechanical & Electrical Renewals at Pump Stations & WWTPs	14,710	Pohara Valley, 102 Aranui, Leisure Park
TIF Motueka Dump Station	116,390	Design completed.
<b>Total Wastewater</b>	<b>2,670,407</b>	
<b>Grand Total</b>	<b>24,242,065</b>	

**CARRIED****8.6 LGFA Foundation Document Amendments**

Mr Drummond spoke to the report which was taken as read and explained his role as a member

of the LGFA shareholders committee. He noted that some aspects of the LGFA document amendments, for example covenants, do not affect Tasman District Council.

In response to a question, Mr Drummond confirmed that Council Controlled Organisations cannot draw down funds from the LGFA without the parent council's approval.

*Cr King returned to the meeting at 1.32 pm.*

**Moved Cr Maling/Cr Hawkes  
CN18-09-15**

**That the Full Council**

- 1. receives the LGFA Foundation Document Amendments Report ; and**
- 2. agrees for the Mayor or his proxy to vote Council's shares in the LGFA, at the LGFA Annual General Meeting, in favour of the proposed changes to the LGFA Foundation documents as set out in Attachment 1; including support for option 2 where the LGFA Board can decide, rather than the council, to treat a council's compliance with LGFA covenants at the group level or at the parent level.**

**CARRIED**

**8.7 Reappointment of Independent Member to Audit and Risk Committee**

Mr Drummond spoke to the report contained in the agenda which was taken as read.

He noted that his report should have been presented to an earlier meeting in anticipation of Mr Naylor's end of term on the Audit and Risk Committee. Mr Drummond noted that staff now have a process in place to ensure that Committee appointments are made in a timely manner.

**Moved Cr Ogilvie/Cr Brown  
CN18-09-16**

**That the Full Council**

- 1. receives the Reappointment of Independent Member to Audit and Risk Committee report; and**
- 2. appoints Mr Graham Naylor as an independent member to the Audit and Risk Committee for a further term of three years from 1 October 2018.**

**CARRIED**

**8.8 Mayor's Activity Report**

The Mayor spoke to his report which was taken as read.

He noted that Port Nelson had announced a further dividend of \$1.5 million to be shared between Nelson City Council and Tasman District Council at their AGM yesterday.

Mayor Kempthorne spoke about his visit to Kiyosato with Cr Hawkes and noted that forty students from Kiyosato had recently visited Motueka High School.

**Moved Cr Tuffnell/Cr Canton**

**CN18-09-17**

**That the Tasman District Council receives the Mayor's Activity Report.**

**CARRIED**

**8.9 Chief Executive's Activity Report**

Chief Executive, Janine Dowding spoke to the Chief Executive's Activity report which was taken as read.

She clarified the proposal to use the Maori translation for Tasman District Council as part of the Council's brand. She noted that the Maori translation would sit underneath the current name.

Ms Dowding noted the reference in the Public Forum regarding an Environment Court action. She advised the Council that papers had been served on the Council today appealing the Council's decision of 6 September 2018 regarding the Waimea Dam. Mr Bush-King advised the Council that the proposed action was outside the jurisdiction of the Environment Court as the decision under challenge was a Local Government Act matter, not a resource consent decision.

The Chief Executive proposed an additional resolution to her report regarding the Local Bill which is currently in front of Parliament. Mr Bush-King noted that the focus of the Local Bill is to access DoC land required to complete the Waimea Dam project.

In response to a request, the Chief Executive agreed that the draft submission would be circulated to the Council for comment and feedback before it is signed off.

**MOVED Cr Hawkes/Cr Brown**

**CN18-09-18**

**That the Council delegates to the Mayor, Deputy Mayor and Cr Wensley authority to sign off on a submission to the Governance and Administration Select Committee on the Tasman District Council (Waimea Water Augmentation Scheme) Bill before 5 October 2018.**

**CARRIED**

In response to a question about the proposal to employ a cultural adviser, the Chief Executive confirmed that she would work with iwi on the selection of a person. She also noted that the role would be funded by the Council.

In response to a question, the Chief Executive agreed to provide an update on staff numbers and yearly comparisons in her next activity report.

In response to a question regarding the option of commercial or industrial users sharing in the Waimea Dam costs, Mr Drummond confirmed that no other parties have been approached regarding possible funding. Mr Drummond noted that the focus needs to be on the Dam funding proposal as it is and that Council cannot introduce new investors at this stage.

In response to a question, Mr Drummond explained that the zone of benefit boundaries were part of the revenue and finance policy which had been previously consulted on as part of the Long Term Plan process. The boundaries have been set and cannot be amended, the rates have been struck and so they are payable. Any change to the current zone of benefit boundaries would require a statutory process including a review of the revenue and finance policy and public consultation.

After further discussion, Mr Drummond agreed to report back to the Council regarding details of

when the zone of benefit boundaries were agreed by the Council as part of the rating resolution.

**Moved Cr Hawkes/Cr Brown  
CN18-09-19**

**That the Full Council**

- 1. receives the Chief Executive's Activity Report; and**
- 2. notes the recommendation from the Joint Shareholders Committee with regard to the Nelson Airport Ltd Constitution; and**
- 3. agrees that the Mayor will vote Council's shares in favour of adopting the updated Constitution at Nelson Airport Ltd's 2018 Annual Shareholder Meeting; and**
- 4. notes the Council Action Sheet.**

**CARRIED**

**8.10 Machinery Resolutions Report**

The report was taken as read.

**Moved Cr Tuffnell/Cr Sangster  
CN18-09-20**

**That the Tasman District Council**

- 1. receives the Machinery Resolutions Report and that the execution of the following documents under the Seal of Council be confirmed:**
  - Deed of Lease and Deed of Surrender of Lease – The Trustees of the Argus Trust being Mark David Stagg and Raymond Sullivan Trust Limited. Blue Sky Microlight 2006 Limited. – Lot 2 DP 18903 being the land CFR identifier NL 12C/338 – New Lease for land at Motueka Aerodrome, Separate Deed of Surrender of Lease regarding old Lessee.**
  - Esplanade Strip Easement – COBA Holdings Ltd – RM171348 to allow public access along the Collingwood Coast.**
  - Easement – Fonterra Limited – RM171928 – Surrender of easement instruments 379947.2 + 8011009.1. Grant new easement - The new subdivision created new titles that no longer require E1 379977.2 + 8011009.1 on them. The new titles require easements for existing services and proposed swale drain – Meihana Street and Motupipi Street, Takaka.**
  - Easement in Gross – Sewerage and Authority + instruction form – Glasshouse Block Limited – RM170747 – To create an easement in Gross in favour of Tasman District Council to supply the second Campari Drive subdivision with reticulated sewage.**
  - Deed of Covenant and Easement Instrument – Mark Newcombe, RMF Trustee Newcombe Ltd and Adele Joy Newcombe – Mr Newcombe has council permission to lay irrigation pipelines under the road at Tapawera – Baton Road (CT 838080) The deed of Covenant and Encumbrance Instrument will be lodged on Mr Newcombe's adjacent title as evidence of this permission.**

**CARRIED**

## 9 CONFIDENTIAL SESSION

### 9.1 Procedural motion to exclude the public

Moved Cr Sangster/Cr Tuffnell  
CN18-09-21

That the public be excluded from the following part(s) 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 follows.

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 NRSBU - Appointment of independent director

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.	s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.	s48(1)(a)  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.

### 9.3 Nelson Jockey Club - Offer of Covenant

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.	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).	s48(1)(a)  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.

### 9.4 Motueka Power Boat Club - Referral from Commercial Committee

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	s7(2)(i) - The withholding of the information is necessary to enable the local authority to	s48(1)(a)

information for which good reason for withholding exists under section 7.	carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	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.
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### 9.5 Funding Agreement for the Waimea Dam Project (Commitment Phase – Part 3) between CIIL, WIL and Tasman District Council

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.	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).	s48(1)(a) 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.

**CARRIED**

The meeting resumed in open session at 3.10 pm and concluded at 3.15 pm.

Date Confirmed:

Chair: