
MINUTES
of the
FULL COUNCIL MEETING
held
9.30 am, Thursday, 28 June 2018
at
Tasman Council Chamber, 189 Queen Street, Richmond

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, P Sangster

In Attendance: Chief Executive (J Dowding), Executive Assistant (H Simpson), Golden Bay Community Board Deputy Chair (G Knowles), Environment and Planning Manager (D Bush-King), Community Development Manager (S Edwards), Engineering Services Manager (R Kirby), Corporate Services Manager (M Drummond), Executive Advisor (K Redgrove), Technical Lead – Building Assurance (P Beck), Strategic Policy Manager (S Flood), Policy Advisor (A Gerraty), Senior Horticultural Officer (B Wilkes), Transportation Manager (J McPherson)

Part Attendance:

1 OPENING, WELCOME

Mayor Richard opened the meeting and welcomed Janine Dowding to her first Full Council meeting in the role of Chief Executive to Tasman District Council. He also thanked those in the public gallery for being in attendance. He invited Golden Bay Community Board Deputy Chair Grant Knowles to the table, noting that he would have speaking rights but not voting rights.

2 APOLOGIES AND LEAVE OF ABSENCE

Nil.

The Mayor read the following resolution, that was passed at the Golden Bay Community Board meeting on 3 June 2018:

Moved Board Member Gowland/Deputy Chair Knowles

GBCB18-06-3

That the Golden Bay Community Board

- 1. reaffirm the resolution made at the 8 May meeting to leave the grandstand in situ for a 12mth period and supports Cr Sangster and Ogilvie's intention to move a notice of motion at the Council meeting of the 28 June to rescind the 28 May Council decision.***

Brown Abstained

Sangster Abstained

CARRIED

3 PUBLIC FORUM

Chief Executive Janine Dowding gave the following statement on the outcome of the Interim Relief Hearing held on 27 June 2018 in relation to the Golden Bay Grandstand.

'Yesterday Judge Ellis granted interim relief and set an urgent substantive hearing for which she narrowed down the focus to legal issues around section 18 of the Reserves and Other Land Disposal Act 1959. Suggested dates for that hearing include a range between 9 July and 17 August 2018.'

Maxwell Clark spoke about the Mayor's use of his casting vote and tabled a one page document on this matter. He also talked in favour of restoration of the Golden Bay Grandstand. Mr Clark then talked about the Local Bill relating to the Waimea Community Dam project. He also shared his thoughts on law firm Russell McVeagh and questioned Council's continued use of the firm.

Chris Hill spoke about the Golden Bay Grandstand. She said she believed the Golden Bay Community were not divided on this issue, but that many members of the community were fatigued by the ongoing debate. She told Councillors that the Grandstand was especially significant to older members of the community and that many people had a strong attachment to the building. Ms Hill acknowledged the obligations of Council but urged them to recognise that the Grandstand belonged to the community.

Noel Baigent spoke in support of retaining the Golden Bay Grandstand. He tabled a one page document summarising his thoughts and showed Councillors three images. Two images showing how the Grandstand looks currently and one showing an imagining of how the Grandstand might look if restored. Mr Baigent said that the community were in favour of covered seating and that this was especially important for the Golden Bay A&P Show, which was a long standing tradition. Mr Baigent referred Councillors to the publication *One Hundred Family Shows*, written by Duncan McKenzie. He talked about the grounds on which the recreation park stood as having been gifted by the A&P Association in 1959, which he said was intended to enhance community wellbeing at the park.

Jane Bellerby spoke in support of retaining the Golden Bay Grandstand. She said that the Recreation Centre and the Grandstand should remain and function side by side. Ms Bellerby said that she felt there was no reason to move or demolish the Grandstand and that this was not the wish of the Golden Bay community. Ms Bellerby said that no further ratepayer money needed to be spent on this issue. She then asked that the demolition money be given to the community as a gesture of goodwill towards restoration of the Grandstand. She asked Councillors to rescind their decision to demolish the Grandstand.

Celia Butler spoke in support of retaining the Golden Bay Grandstand. Ms Butler said that she was speaking on behalf of a group of Golden Bay residents who could not be at the meeting. She said that those residents had voiced their strong support for retention and restoration of the

Grandstand. Ms Butler said that the consultation that occurred was on the Recreation Park Centre, but not on demolition of the Grandstand. Had this been the question, she said that the community would have responded in favour of retention.

Dick Lamb spoke in support of retaining the Golden Bay Grandstand. He spoke about the Court's decision to grant interim relief. He said that removal of the staircase posed a health and safety risk and asked Councillors for the immediate restoration of the staircase. He urged Councillors not to place restrictions on the timeframes or plan for restoration of the Grandstand.

Ian Diamond spoke as the Chairperson of Neighbourhood Support Waimea. He noted the presence of several other committee members in the public gallery. Mr Diamond asked Council for a financial contribution in the form of a \$10,000 annual operating grant to Neighbourhood Support Waimea. He said that Government funding for Neighbourhood Support groups now went to the New Zealand Police and was allocated by them. This funding did not make provision for the payment of wages to group coordinators, who often worked upwards of 20 hours a week on behalf of their Neighbourhood Support Group. Mr Diamond spoke about the work of Neighbourhood Support Waimea and the assistance they provided to groups like Civil Defence Emergency Management, Age Concern and the Council. Without additional financial support, Mr Diamond said that the group would be unable to continue to provide sufficient support to its community.

Marty Price spoke as Coordinator of Neighbourhood Support Waimea. He said that he took on the role in 2014, to assist the local Police who were not resourced to provide all of the necessary community services. Mr Price said that in the past he had worked up to three weeks without pay because the work of the group cannot stop. He urged Council to recognise the importance of this work and to offer their financial support.

Andy Clark spoke in support of retaining the Golden Bay Grandstand. He thanked the Councillors who had read and responded to the two emails he'd sent prior to the meeting. Mr Clark told Councillors about his previous experience as Golden Bay Community Board Chair and Councillor, and also about his experience in the design and building industry. He said he felt that Council were remiss for not recognising the Grandstand as a historic building in the Tasman Regional Management Plan (TRMP). Mr Clark said that the community were passionate about retaining the Grandstand. He also said that there was consensus in the community over the need for grandstand type seating and that Council should find an alternative solution to the car parking issue.

Humphry Newton spoke about the decision of Council at its meeting on 24 June 2018, to demolish the Golden Bay Grandstand. He talked about the subsequent meeting of the Golden Bay Community Board, which he said was attended by over 100 people who were all in support of retaining the Grandstand. Mr Newton noted that all of the speakers at this public forum were also in favour of retaining the Grandstand.

Dave Gowland spoke as a member of the Golden Bay Community Board. He said that the discussions of the Community Board were accurately reflected in the notice of motion presented by Councillor Sangster. Mr Gowland asked that Councillors urge staff to be helpful and enabling of a mutually agreeable solution to this issue.

Lew Solomon spoke during public forum. Mr Solomon had previously sent an email to Councillors sharing his thoughts in favour of retaining the Golden Bay Grandstand, which he asked to be tabled at the meeting.

Stuart Allan spoke in support of retaining the Golden Bay Grandstand. He talked about his childhood memories of the Grandstand. He acknowledged the various considerations of Council

and urged Councillors to work towards retaining the building so that future generations could enjoy the same experiences.

The meeting broke for morning tea at 10.40am and was reconvened at 10.47am.

4 DECLARATIONS OF INTEREST

Councillor Wensley asked for it to be noted that she did not have an interest in the item on this agenda relating to Waimea Community Dam – Hydroelectric Power Option.

In relation to the same agenda item, Cr Sangster asked for it to be noted that he belonged to the Pupu Hydro Society. He said that he had taken advice on this matter and his involvement in the Society did not constitute an interest.

5 LATE ITEMS

Nil.

6 CONFIRMATION OF MINUTES

Councillors agreed that the comment relating to the Chief Executive's reluctance to speculate on which Minister would present the bill be removed from the minutes.

**Moved Cr Wensley/Cr Sangster
CN18-06-1**

That the minutes as amended of the Full Council meeting held on Thursday, 24 May 2018, be confirmed as a true and correct record of the meeting.

CARRIED

**Moved Cr Tuffnell/Cr Canton
CN18-06-2**

That the minutes of the meeting of the Joint Committee of Tasman District and Nelson City Councils held on Tuesday, 27 March 2018, be received.

CARRIED

In line with the recommendation from the Joint Committee as resolved at their meeting on 27 March 2018, and with the resolution passed by Nelson City Council a meeting of their Full Council held on 3 May 2018, the following motion is put:

**Moved Cr Maling/Cr McNamara
CN18-06-3**

That the Tasman District Council

- 1. confirms the process to appoint an Iwi representative is instigated as a priority; and**
- 2. confirms that an independent member be appointed to the Nelson Regional Sewerage Business Unit Committee; and**
- 3. a recruitment and remuneration process be undertaken to appoint an independent member to the NRSBU in accordance with the Joint Councils Policy for the Appointment of Directors/Trustees of CCO's and CCTO's.**

CARRIED**7 PRESENTATIONS**

Nil

8 REPORTS**8.1 Notice of Motion - Golden Bay Grandstand**

Mayor Richard advised Councillors that the motion as put did not meet the statutory requirements. He deferred to Chief Executive Janine Dowding for further explanation. Ms Dowding said that the practicable nature of the notice of motion in terms of implementation, the views of the wider community and factors including cost needed to be met. She said that this advice was intended to ensure a robust decision making process and was in no way intended to be obstructive.

Councillor Sangster suggested some amendments to the draft resolution and the following motion was put:

Moved Cr Sangster/Cr Ogilvie
CN18-06-4

That the Tasman District Council

- 1 agrees to rescind Part 2 of Resolution CN18-05-40; and
- 2 agrees to the removal of the Grandstand squash courts and rear lean-to by 30 September 2018 as per the contract that Council has already accepted with Gibbons Construction Ltd for \$73,000; and
- 3 agrees that the Grandstand stairs be re-instated to allow use of the facility by 30 September 2018; and
- 4 agrees that the Grandstand remain in situ for 12 months (to 30 September 2019) following the removal of the squash courts, rear lean-to and reinstatement of stairs as provided for in parts 2 and 3 above; and
- 5 approves the Golden Bay Restoration Society, Trust and any other entity to prepare a restoration plan for the Grandstand during the 12 months period, with funding details, and supply this to Council by 30 September 2019.

Environment and Planning Manager Dennis Bush-King advised Councillors that if the building was going to be altered, by demolition of the squash courts and rear lean to for example, this would constitute an alteration to an existing building and would require a building consent. This process would trip the need for certain assessments, such as a fire safety report and a structural competence assessment following completion of any works. Access for people with disabilities would also need to be considered.

Mr Bush-King advised Councillors that to restore the Grandstand building to fully functioning use would require consideration of draining, lighting and toilet facilities under s12 of the Building Act. He noted that the shared recreation facility had been sized for that facility alone and had not included use of the Grandstand.

Cr Ogilvie asked if some of these issues could be decided on at a future meeting, to allow a simpler resolution to be passed today.

Mr Bush-King said that the existing building consent allowed for demolition of the entire Grandstand structure. The proposed resolution was suggesting a partial deconstruction, which constitutes an alteration to an existing building and that requires a building consent. Councillors discussed the potential cost of this process and noted that a fire report alone would cost approximately \$10,000.

Councillor Sangster suggested in place of the resolution currently on the table, that Council resolve to take no further action and hand over ownership of the Grandstand to the Golden Bay Community for them to look at the options. The motion as put having been moved and seconded, Cr Brown foreshadowed the following motion:

That the Full Council:

1. notes that the High Court has granted an application for interim relief to prevent the removal of the Golden Bay grandstand while grandstand supporters' request for a judicial review is considered; and
2. requests that the Chief Executive prepares a report on the Golden Bay Grandstand for the next Council meeting on the option(s) to leave the Grandstand in-situ or to relocate the upper portion of the Grandstand.

In response to a question about the building consent, Mr Bush-King advised Councillors that although there were different components to the Grandstand, it was considered one structure. When asked whether there were time constraints under the consent process to undertake necessary building work, Mr Beck advised that there were not. He did say that any new consent would need to consider the effects on the existing consent. Responding to a follow up question, Mr Beck said that any partial demolition must not affect the integrity of the overall building that remained.

Councillors expressed their concerns over the legal costs being incurred during ongoing debate of this issue.

They asked whether there would need to be public consultation ahead of any decision to retain or move the Grandstand. Community Development Manager Susan Edwards said that consultation on a lease proposal, ahead of any lease being granted to use or occupy the Grandstand, would be required under the Reserves Act. She said that this would be required whether the Grandstand remained in its current situ or was moved. She said that there were also public consultation requirements under the Local Government Act and that Council would need to turn its mind to whether it understood the views of the wider community across the entire district, in relation to any changes to the previously consulted on position.

Having been moved and seconded, Councillors discussed whether the motion on the table could be allowed to lapse to enable a decision to be made on point 1 only of that resolution. They agreed this would require the suspension of Standing Order 26.4.

**Moved Cr King/Cr McNamara
CN18-06-5**

That Standing Order 26.4 be set aside to enable a decision to be made.

CARRIED

Moved Cr King/Cr Brown

CN18-06-6

That the Tasman District Council agrees to rescind Part 2 of Resolution CN18-05-40.

CARRIED

The meeting broke at 11.45am and reconvened at 11.58am.

Cr Sangster moved the following resolution:

Moved Cr Sangster/Cr Ogilvie

1. agrees that the Grandstand stairs be re-instated to allow use of the facility by 30 September 2018; and
2. agrees that the Grandstand remain in situ for 12 months (to 30 September 2019) following a successful Building Consent application for removal of the squash courts; and
3. approves the Golden Bay Restoration Society, Trust and any other entity to prepare a restoration plan for the Grandstand during the 12 months period, with funding details, and supply this to Council by 30 September 2019; and
4. that the Golden Bay Restoration Society, or the Trust or any other entity apply for a lease under the Reserves Act to allow community groups to occupy the Grandstand.

The Chief Executive said that in order for staff to action the resolution now on the table, it would also need to make provision for approval from Council of the costs to complete this unbudgeted work. Cr Sangster acknowledged that Council could not give this approval today as these costs were unknown.

Cr Brown reiterated the motion she had foreshadowed.

Reinstallation of the Grandstand staircase was discussed and Councillors noted this would need to comply with the Building Act. Councillors noted the concerns raised by staff that the building as it currently stood was not structurally competent. As the building owners, they agreed that Council is liable and needs to demonstrate that the building is safe before allowing use by the public or before transferring ownership of the building to another entity.

Councillors discussed the costs of work and staff time to date and the potential future costs and talked about their obligation of fiscal responsibility. They suggested that the matter be workshopped to allow full discussion of the options and implications before any further decisions on the matter.

Responding to a question, Technical Lead – Building Assurance, Philip Beck advised that a Code of Compliance Certificate could only be issued upon completion of the building consent. He said that no building consent would be required to re-instate the staircase as long as this was like for like maintenance, and provided that the reinstallation complied with the building code. However, he said that reinstallation of the staircase would not resolve issues with the structural integrity of the building or the resultant safety issues. Responding to a question, Mr Beck said that these safety issues were the same regardless of the number of people using the building.

Speaking on behalf of the Golden Bay Community Board, Grant Knowles said that the motion on the table had merit and was supported by the Community Board.

As an Officer responsible under the Health and Safety Act, the Chief Executive asserted that point 1 of the proposed resolution would need to make provision that any health and safety risks would be properly considered and remediated. Councillors acknowledged the Chief Executive's responsibilities and her accountability under the Health and Safety Act.

Cr Maling left the meeting at 12.31pm and did not return.

Clarification of responsibility for any restorative works should the current motion be carried was discussed. There was consensus to revisit this matter during a workshop, to include staff and key stakeholders, during which pathways for a clear way forward could be fully explored.

Cr Brown spoke to her foreshadowed motion. She acknowledged that the Golden Bay Community had reconnected with its heritage, but she said that she was not sure the feeling in the wider community was in support of retention or restoration at additional cost to them. She said that her impression of the community was the desire for a fully functioning recreation park centre. She said that she had voted twice for delays to demolition to allow work to be done on alternative solutions. She urged the Council to make a robust decision rather than a hasty decision.

Councillors asked what the anticipated cost of current legal proceedings were. Corporate Services Manager Mike Drummond advised that the notice of Interim Relief was only received yesterday, and that most of the legal costs were yet to be billed.

Councillors agreed to adjourn for lunch to allow the mover time to construct a more robust resolution.

The meeting broke for lunch at 12.45pm and reconvened at 1.15 pm.

In a right of reply, Cr Brown spoke to the newly structured and consolidated motion which she confirmed had her support. She wished to have it minuted that one of the topics at the workshop was to be amenity and heritage restoration.

Moved Cr Brown/Cr Sangster

CN18-06-07

- 1. requests that the Chief Executive prepares a report on the Golden Bay Grandstand for discussion at a workshop with Councillors, staff and key stakeholders ahead of the next Council meeting, on the options to leave the Grandstand in-situ; and in the meantime**
- 2. invites the Golden Bay Restoration Society or the Golden Bay Community Grandstand Trust or any other entity to apply for a lease under the Reserves Act 1977 to allow use of the Grandstand building; and**
- 3. agrees that subject to a successful lease application, the Grandstand stairs be reinstated by the lessee to allow use of the facility provided that the works otherwise comply with the Building Act 2004 and any health and safety obligations; and**
- 4. agrees that the remaining funds allocated for demolition be made available to the lessee for restoration building works.**

Cr Sangster, as seconder, expressed the hope that the existing court proceedings in the High Court could be brought to an end in the interests of saving further legal costs on both sides.

CARRIED

8.2 Adoption of Long Term Plan 2018-2028

Strategic Policy Manager, Sharon Flood spoke to the report which was taken as read. The meeting noted that Council would be keeping to the self-imposed financial limits for the setting of rates.

She advised the Auditor's report was supportive of the document, although the management report had mentioned there could be a better understanding of the quality of Council's assets.

The additional wording to the recommended resolution was brought to the attention of the meeting and those were accepted.

Moved Bryant/Cr King

CN18-06-7

That the Tasman District Council

- 1. receives the Adoption of Long Term Plan 2018-2028 report RCN18-06-02; and**
- 1a. adopts the Revenue and Financing Policy; the Rates Remission Policy; the Policy on the Remission and Postponement of Rates on Maori Freehold Land; and the Significance and Engagement Policy as included in Volume 2 of the Long Term Plan 2018-2028; and**

CARRIED

Moved Cr King/Cr Ogilvie

CN18-06-8

That the Tasman District Council adopts the Audit Report dated 28 June 2018 tabled at the meeting for inclusion in the Long Term Plan 2018-2028.

CARRIED

Moved Cr Tuffnell/Cr Brown

CN18-06-9

That the Tasman District Council

- 1. adopts the Long Term Plan 2018-2028 pursuant to Section 93 of the Local Government Act 2002 including the Audit Report in 2 above; and**
- 2. adopts the Schedule of Charges 2018-2019, the Development and Financial Contributions Policy 2018-2028, and the various 2018 Activity Management Plans; and**
- 3. authorises the Mayor, Deputy Mayor, and the Chief Executive Officer to approve any minor edits or changes to the document, prior to publication; and**
- 4. notes that the Long Term Plan 2018-2028 includes the Annual Plan for 2018/2019**

Crs McNamara, Turley and Greening asked for their votes against to be recorded.

CARRIED

8.3 2018-2019 Rate Setting

This report was taken as read and there were no questions from Councillors.

Moved Cr Ogilvie/Cr King

CN18-06-11

That the Full Council

1. receives the 2018-2019 Rate Setting RCN18-06-03 report; and
2. sets the following rates under the Local Government (Rating) Act 2002 for the financial year commencing on 1 July 2018 and ending on 30 June 2019;

Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
General Rate		Every rateable rating unit in the District	Rate in the \$ of Capital Value	0.2208 cents

A portion of the general rate is used to replenish the Council's General Disaster Fund.

Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
Uniform Annual General Charge (UAGC)		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 290.00

Targeted Rates

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
1	Stormwater Rate		Every rateable rating unit in the District which has a land value		
		Urban Drainage Area-Stormwater Differential	Where the land is situated being rateable rating units in the Stormwater Urban Drainage Rating Area	Rate in the \$ of Capital Value	0.0586 cents
		Balance of the District-General Drainage Stormwater Differential	Where the land is situated being rateable rating units with land value, that are not in the Stormwater Urban Drainage Rating Area	Rate in the \$ of Capital Value	0.0062 cents
2	Water Supply Rates				
2.1	Water Supply Rates – Urban Water Supply Metered Connections and Rural Water Extensions to Urban Water Schemes (“The Club”)				

2.1(a)	Water Supply – Urban Water Supply Metered Connections (excluding Motueka Water Supply & Industrial Water Supply Agreement Holders): Volumetric charge		Provision of service being the supply of metered water to those rating units in the District, which have metered water connections, excluding those connected to the Motueka Water Supply because they have a different targeted rate, and excluding the industrial water supply users who have a commercial water supply agreement with the Council	Per m ³ of water supplied	\$ 2.17
2.1(b)	Water Supply – Urban Water Supply Metered Connections (excluding Motueka Water Supply & Industrial Water Supply Agreement Holders): Service Charge		Provision of a service being a connection to a metered water supply by rating units in the District, excluding those connected to the Motueka Water Supply, and excluding the industrial water supply users who have a commercial water supply agreement with the Council	Fixed amount \$ per connection (meter)	\$ 332.74
	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
2.1(c)	Water Supply- Rural Water Extensions to Urban Water Schemes		Provision of a service being a connection to a supply of water via a rural extension to urban schemes through a lowflow restricted water connection	Extent of provision of service: 1m ³ /day (based on size of water restrictor volume). E.g. 2m ³ /day restrictor volume will be charged at two times the listed annual rate	\$ 633.62

The extensions that will be charged this rate are: Best Island Water Supply, Mapua/ Ruby Bay Water Supply, Brightwater/Hope Water Supply, Richmond Water Supply, Wakefield Water Supply, and any others which are referred to as the Other Rural Water Supply Extensions.

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
2.2	Water Supply Rates – Motueka Water Supply Metered Connections				
2.2(a)	Water Supply – Motueka Water Supply Metered Connections: Volumetric charge		Provision of service being the supply of metered water to rating units connected to the Motueka Water Supply	Per m ³ of water supplied	\$ 2.07
2.2(b)	Water Supply – Motueka Water Supply Metered Connections: Service charge		Provision of a service being a connection to the Motueka Water Supply	Fixed amount \$ per connection (meter)	\$ 39.42
2.3	Water Supply – Rural Connections				
2.3(a)	Water Supply- Dovedale Rural Water Supply		Provision of a service being a connection to the Dovedale Rural Water Supply through		

			a lowflow restricted water connection		
		Dovedale Differential A*		Extent of provision of service: 1m ³ /day (based on size of water restrictor volume). For example, users with a 2m ³ per day restrictor volume will be billed two of the Differential A charge	\$ 655.15
		Dovedale Differential B*		Extent of provision of service: 1m ³ /day (based on size of water restrictor volume). For example, users with a 3m ³ per day restrictor volume will be billed two of the Differential A charge and one of the Differential B charge	\$ 504.47

The Council has determined that a differential charge will be applied:

**Dovedale Differential A- includes the supply of water for up to and including the first 2m³ per day. This rate is charged based on the extent of provision of service using the size of restrictor volume, with a base of 1m³ per day. A differential of 1 per 1m³ per day will apply.*

**Dovedale Differential B- includes the supply of water greater than 2m³ per day. This rate is charged based on the extent of provision of service using the size of restrictor volume, with a base of 1m³ per day. A differential of 0.77 per 1m³ per day will apply.*

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
2.3(b)	Water Supply- Redwood Valley Rural Water Supply		Provision of a service being a connection to the Redwood Valley Rural Water Supply through a lowflow restricted water connection	Extent of provision of service: 1m ³ /day (based on size of water restrictor volume). E.g. 2m ³ /day restrictor volume will be charged at two times the listed annual rate	\$ 391.36
2.3(c)	Water Supply- Eighty Eight Valley Rural Water Supply - Variable Charge		Provision of a service being a connection to the Eighty Eight Valley Rural Water Supply through a lowflow restricted water connection	Extent of provision of service: 1m ³ /day (based on size of water restrictor volume). E.g. 2m ³ /day restrictor volume will be charged at two times the listed annual rate	\$ 218.89

2.3(d)	Water Supply- Eighty Eight Valley Rural Water Supply- Service Charge		Provision of a service being a connection to the Eighty Eight Valley Rural Water Supply through a lowflow restricted water connection	Extent of provision of service: Fixed amount \$ per connected rating unit	\$ 244.81
2.3(e)	Water Supply- Hamama Rural Water Supply- Variable Charge		Provision of a service being a connection to the Hamama Rural Water Supply	Rate in the \$ of Land Value	0.043 cents
2.3(f)	Water Supply- Hamama Rural Water Supply- Service Charge		Provision of a service being a connection to the Hamama Rural Water Supply	Extent of provision of service: Fixed amount \$ per connected rating unit	\$ 218.53
2.3(g)	Water Supply- Hamama Rural Water Supply- Fixed Charge based on set land value		Where the land is situated being rating units in the Hamama Rural Water Supply Rating Area	Rate in the \$ of set land value (which is the land value at the time capital works were completed in 2005)	0.165 cents
2.4	Water Supply Firefighting				
2.4(a)	Water Supply: Motueka Firefighting		Where the land is situated being rating units in the Motueka Firefighting Water Supply Rating Area	Fixed amount \$ per Rating Unit	\$ 16.39

2.4(b)	Water Supply: Takaka Firefighting- Capital		Every Rating Unit in the Golden Bay Ward		
		Takaka CBD Differential	Where the land is situated being rating units in the Takaka Firefighting Water Supply Commercial CBD Rating Area	Rate in the \$ of Capital Value	0.0963 cents
		Takaka Residential Differential	Where the land is situated being rating units in the Takaka Firefighting Water Supply Residential Rating Area	Fixed amount \$ per Rating Unit	\$ 52.13
		Takaka Balance of Golden Bay Ward Differential	Where the land is situated being rating units in the Takaka Firefighting Water Supply Rest of Golden Bay Rating Area	Fixed amount \$ per Rating Unit	\$ 15.33

2.4(c)	Water Supply: Takaka Firefighting- Operating		Where the land is situated being those in the Takaka Firefighting Water Supply Commercial CBD Rating Area and Takaka Firefighting Water Supply Residential Rating Area	Fixed amount \$ per Rating Unit	\$ 46.00
2.5	Water Supply- Dams				
2.5(a)	Water Supply- Dams: Wai-iti Valley Community Dam		Where land is situated and the provision of service and the activities controlled under the Tasman Resource Management Plan under the Resource Management Act 1991. This rate will apply to those rating units in the Wai-iti Dam Rating Area that are permit holders under the Resource Management Act 1991 because they are able to use the amount of augmented water as permitted by their resource consent and apply it to the land in accordance with the amount and rate specified in the resource consent	Extent of provision of service: charged at \$ per hectare as authorised by water permits granted under the Resource Management Act 1991	\$ 334.45

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
3	Wastewater Rate		Provision of a service. The provision of service is measured by the number of toilets and/or urinals ("pans") connected either directly or by private drain to a public wastewater system with a minimum of one pan being charged per connected rating unit		
		First toilet or urinal ("pan")		Uniform charge in the \$ for each toilet or urinal (pan)	\$ 699.08

		2-10 toilets or urinals ("pans")		Uniform charge in the \$ for each toilet or urinal (pan)	\$ 524.31
		11 or more toilets or urinals ("pans")		Uniform charge in the \$ for each toilet or urinal (pan)	\$ 349.54
4	Regional River Works Rate		Every rateable rating unit in the District.		
		River Rating Area X Differential	Where the land is situated being rateable rating units in the River Rating Area X	Rate in the \$ of Land Value	0.0941 cents
		River Rating Area Y Differential	Where the land is situated being rateable rating units in the River Rating Area Y	Rate in the \$ of Land Value	0.0941 cents
		River Rating Area Z Differential	Where the land is situated being rateable rating units in the River Rating Area Z	Rate in the \$ of Land Value	0.0202 cents

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
5	Motueka Business Rate		Where the land is situated being rateable rating units in the Motueka Business Rating Area A and B and the use to which the land is put. The land usage categories as set out in the Rating Valuations Rules 2008 for actual property use that will be charged for this rate include: Commercial, Industrial, Multi use commercial/ industrial, Residential- public communal/ multi use, Lifestyle- multi use, Transport, Utility services- communications, Community services- Medical and allied, and Recreational		
		Motueka Business Area A Differential	This will apply to properties with land use categories as listed above for rateable rating units in Motueka Business Rating Area A	Rate in the \$ of Capital Value	0.0442 cents

		Motueka Business Area B Differential	This will apply to properties with land use categories as listed above for rateable rating units in Motueka Business Rating Area B	Rate in the \$ of Capital Value	0.0276 cents
6	Richmond Business Rate		Where the land is situated being rateable rating units in the Richmond Business Rating Area and the use to which the land is put. The land usage categories as set out in the Rating Valuations Rules 2008 for actual property use that will be charged for this rate include: Commercial, Industrial, Multi use commercial/ industrial, Residential- public communal/ multi use, Lifestyle- multi use, Transport, Utility services- communications, Community services- Medical and allied, and Recreational	Rate in the \$ of Capital Value	0.0442 cents
7	Ruby Bay Stopbank Rate		Where the land is situated being rateable rating units in the Ruby Bay Stopbank Rating Area	Fixed amount \$ per Rating Unit	\$ 1,072.38

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
8	Mapua Stopbank Rate		Where the land is situated being rateable rating units in the Mapua Stopbank Rating Area	Fixed amount \$ per Rating Unit	\$ 62.79
9	Motueka Flood Control Rate		Where the land is situated being rateable rating units in the Motueka Flood Control Rating Area A and B		
		Motueka Flood Control Area A Differential	Where the land is situated being rateable rating units in the Motueka Flood Control Rating Area A	Rate in the \$ of Capital Value	0.0085 cents
		Motueka Flood Control Area B Differential	Where the land is situated being rateable rating units in the Motueka Flood Control Rating Area B	Rate in the \$ of Capital Value	0.0011 cents
10	Torrent Bay Replenishment Rate		Where the land is situated being rateable rating units in the Torrent Bay Rating Area A and B		

		Torrent Bay Area A Differential	Where the land is situated being rateable rating units in the Torrent Bay Rating Area A	Fixed amount \$ per Rating Unit	\$ 935.47
		Torrent Bay Area B Differential	Where the land is situated being rateable rating units in the Torrent Bay Rating Area B	Fixed amount \$ per Rating Unit	\$ 263.85
11	District Facilities Rate		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 49.67
12	Shared Facilities Rate		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 70.68
13	Facilities Operations Rate		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 53.66
14	Museums Facilities Rate		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 61.16
15	Refuse/ Recycling Rate		Where the land is situated being rating units in the Refuse- Recycling Rating Area	Fixed amount \$ per Rating Unit	\$ 118.16
16	Mapua Rehabilitation Rate		Every rateable rating unit in the District	Fixed amount \$ per Rating Unit	\$ 6.50

	Rate Type	Differential category	Categories of land on which Rate is set	Factors	Rate (GST inc.)
17	Golden Bay Community Board Rate		Where the land is situated being rateable rating units in the Golden Bay Community Board Rating Area, which is the Golden Bay Ward	Fixed amount \$ per Rating Unit	\$ 19.08
18	Motueka Community Board Rate		Where the land is situated being rateable rating units in the Motueka Community Board Rating Area, which is the Motueka Ward	Fixed amount \$ per Rating Unit	\$ 18.85
19	Warm Tasman Rate		Provision of service which occurs when homeowners apply and are approved into the scheme which results in the installation of a wood burner and/or insulation into their property	Extent of provision of service: calculated per \$ of the total cost of the installed works and the administration fee charged over a 9 year period including GST and interest	\$ 0.1585

20	Waimea Community Dam- Environmental and Community Benefits Districtwide Rate		Every rateable rating unit in the district	Fixed amount \$ per rating unit	\$14.33
21	Waimea Community Dam- Environmental and Community Benefits ZOB Rate		Where the land is situated being rateable rating units in the Waimea Community Dam Zone of Benefit Rating Area	Rate in the \$ of Capital Value	0.0020 cents

And;

3. sets the dates and amounts for payment of rates instalments in 2018/2019 as follows;

For rates other than volumetric metered water rates, rates are set as at 1 July and the Council invoices rates quarterly, with the instalment dates being 1 August, 1 November, 1 February, and 1 May. Each instalment is one quarter of the total annual rates payable for the year. Rates are due and payable to the Tasman District Council. The 2018/2019 rates instalments due dates are:

Instalment 1	20-August-18
Instalment 2	20-November-18
Instalment 3	20-February-19
Instalment 4	20-May-19

Volumetric metered water rates are invoiced separately from other rates. Invoices for the majority of users are issued six monthly and invoices for larger industrial users are issued monthly.

The 2018/2019 due dates are as follows:

Meters invoiced in June (may include but is not limited to meters in Richmond West, Murchison, Upper Takaka, Pohara, Collingwood & meters W00898, W00897, W00906, W45268)	20-July-18
Meters invoiced in July (may include but is not limited to meters in Hope, Brightwater, Wakefield, Tapawera, meters W00898, W00897, W00906, W45268)	20-August-18
Meters invoiced in August (may include but is not limited to meters in Mapua, Motueka, Kaiteriteri, Riwaka, meters W00898, W00897, W00906, W45268)	20-September-18
Meters invoiced in September (may include but is not limited to meters in Richmond North, meters W00898, W00897, W00906, W45268)	23-October-18

Meters invoiced in October (may include but is not limited to meters in Richmond East, meters W00898, W00897, W00906, W45268)	20-November-18
Meters invoiced in November (may include but is not limited to meters in Richmond South, meters W00898, W00897, W00906, W45268)	20-December-18
Meters invoiced in December (may include, but not limited to meters in Richmond West, Murchison, Upper Takaka, Pohara, Collingwood, meters W00898, W00897, W00906, W45268)	21-January-19
Meters invoiced in January (may include but is not limited to meters in Hope, Brightwater, Wakefield, Tapawera, meters W00898, W00897, W00906, W45268)	20-February-19
Meters invoiced in February (may include but is not limited to meters in Mapua, Motueka, Kaiteriteri, Riwaka, meters W00898, W00897, W00906, W45268)	20-March-19
Meters invoiced in March (may include but is not limited to meters in Richmond North, meters W00898, W00897, W00906, W45268)	23-April-19
Meters invoiced in April (may include but is not limited to meters in Richmond East, meters W00898, W00897, W00906, W45268)	20-May-19
Meters invoiced in May (may include but is not limited to meters in Richmond South, meters W00898, W00897, W00906, W45268)	20-June-19

Payments received will be applied to the oldest outstanding amounts first; and

4. authorises penalties to be added to rates that are not paid by the due date as follows;

For rates other than volumetric metered water rates, under Section 57 and 58 of the Local Government (Rating) Act 2002 Council prescribes a penalty of ten percent (10%) of the amount of rate instalments remaining unpaid by the due date to be added on the following dates:

Instalment 1	21-August-18
Instalment 2	21-November-18
Instalment 3	21-February-19
Instalment 4	21-May-19

For volumetric metered water rates, a penalty of 10 percent (10%) will be added to the amount of metered water rates remaining unpaid by the due date to be added on the following dates:

Meters invoiced in June	23-July-18
Meters invoiced in July	21-August-18
Meters invoiced in August	21-September-18
Meters invoiced in September	24-October-18
Meters invoiced in October	21-November-18
Meters invoiced in November	21-December-18
Meters invoiced in December	22-January-19
Meters invoiced in January	21-February-19
Meters invoiced in February	21-March-19
Meters invoiced in March	24-April-19
Meters invoiced in April	21-May-19
Meters invoiced in May	21-June-19

On 9 July 2018, a further penalty of five percent (5%) will be added to rates (including previously applied penalties) that remain unpaid from previous years on 5 July 2018. On 11 January 2019, a further penalty of five percent (5%) will be added to any portion of previous years rates (including previously applied penalties) still remaining unpaid on 9 January 2019.

The above penalties will not be charged on a rating unit where Council has agreed to a programme for payment of rate arrears or where a direct debit programme is in place and payments are being honoured.

CARRIED

8.4 Waimea Community Dam Term Sheet Disclosure to Councillors

The Corporate Services Manager spoke to the report and indicated there has been a considerable amount of discussion with Council's Joint Venture partners about the level of comfort and conditions to be attached to the disclosure of the confidential term sheets to Councillors.

He confirmed the partners and their advisors were now working on the agreements that flow from the term sheets. There are likely to be changes to the agreements to give effect to the provisions of the terms sheets to enable practical application.

There was some confusion as to why Councillors were required to follow this process when they had already received many confidential documents during their term. Some considered the requirement was insulting to the integrity of Councillors.

The Corporate Services Manager referred to the request for terms sheets made by Councillors at the last Council meeting and said that, to give effect to this, Council must demonstrate how they can actively comply with the obligations contained in confidentiality agreements existing between the Joint Venture parties. This is why the recommended level of security was sought.

He went on to explain that both Crown Irrigation Investments Limited (CIIL) and Waimea Irrigators Limited (WIL) have raised concerns on the impact of release of confidential information as they have outside interests and concerns in addition to those jointly discussed with Council.

There were strong objections to Councillors being bound to accept personal liability in order to gain access to the confidential material contained in the term sheets.

A substituted motion was put:

Moved Cr Wensley/Cr Canton

1. That Council requests the immediate release of the Environment Facility Term sheets to all Councillors; and
2. Requests the immediate release of all other term sheets to the Joint Venture Negotiating Team

The Corporate Services Manager clarified that the terms sheets are currently only available to himself, external advisors and the Chief Executive.

Reference was made to the declaration that Councillors each made at Council's Inaugural meeting in October 2016. It was felt this was relevant to this situation and should be valued. A request was made for the personal liability clause to be removed.

While some Councillors objected to signing a confidentiality agreement for the release of the term sheets, others were comfortable and willing to comply with this arrangement.

An alternative point 2 to the motion under consideration was foreshadowed:

2. That all terms sheets be made available for all Councillors to view should they so wish.

The Corporate Services Manager expressed concern that the release of the term sheets outside the conditions that the Joint Venture group was comfortable with could expose Council to litigation.

Moved Cr Wensley/Cr Canton

1. That Council requests the immediate release of the Environment Facility Terms sheets to all Councillors; and
2. Requests the immediate release of all other terms sheets to the Joint Venture Negotiating Team.

On a show of hands 6 were in favour, 7 were against.

LOST

Moved Cr King/Cr Bryant

CN18-06-12

That suspension of Standing Order 24.6 made earlier in the meeting be reinstated.

CARRIED

**Moved Cr Greening/Cr Hawkes
CN18-06-13**

That all terms sheets be made available for all Councillors to view should they so wish.

Cr Greening called for a division.

Brown	Against
Bryant	Against
Canton	For
Greening	For
Hawkes	For
Kempthorne	Against
King	Against
McNamara	For
Ogilvie	For
Sangster	Against
Tuffnell	Against
Turley	For
Wensley	For

CARRIED

The Corporate Services Manager confirmed that, before giving effect to the resolution, he would need to take advice as he was not prepared to act in a way that is injurious to Council nor in a way that is not permitted in his capacity as a Council Officer.

8.5 Waimea Community Dam - Hydroelectric Power Generation

The Engineering Services Manager spoke to this report and together with the Corporate Services Manager clarified points raised by Councillors.

Cr Wensley left the meeting at 2.15 pm.

Some misgivings were expressed about hydro-electric being used instead of solar power.

**Moved Cr Tuffnell/Cr Sangster
CN18-06-14**

- 1. That the Full Council receives the Waimea Community Dam - Hydroelectric Power Generation report RCN18-06-05; and**
- 2. instructs staff to negotiate a separate agreement with the Joint Venture Partners for the provision of hydro generation in association with the proposed Waimea Community Dam; and**
- 3. notes that the Council does not expect there to be any compensation or facilitation payments to the Joint Venture Partners or any adjustment to the previously agreed allocation of operating costs as a result of any agreement on the provision of hydro generation in association with the proposed Waimea Community Dam; and**

4. notes that progressing with detailed design and marketing scenario assessments for the hydro generation option will be delayed until the dam project is approaching financial close; and
5. approves Council funding of up to \$80,000 to ensure that a 22kV power line is installed as part of the dam construction.

CARRIED

Cr Wensley returned to the meeting at 2.15 pm.

8.6 Amended Memorandum of Understanding of the Nelson Regional Sewerage Business Unit and amended Terms of Reference of the Nelson-Tasman Regional Landfill Business Unit

Engineering Services Manager Richard Kirby confirmed the elements of the recommended motion correlated with those that had been passed by Nelson City Council. The level of remuneration for iwi representatives at \$8,000 was queried and considered too high. There was a suggestion this be reduced and a meeting fee apply instead.

Mr Kirby indicated that he did not consider the level of remuneration was inappropriate considering the importance of iwi consultation and was necessary to attract a representative with the right *mana*.

Some Councillors called for consistency between remuneration for non-iwi independent members and iwi representatives. Mr Kirby explained the importance of making the distinction between what is expected of an iwi representative and of an independent member.

It was noted that Nelson City Council have approved the motion as put. If the figure of \$8,000 is not agreed, they must be advised of that.

**Moved Bryant/Cr Hawkes
CN18-06-1510**

That the Full Council

1. receives the Amended Memorandum of Understanding of the Nelson Regional Sewerage Business Unit and amended Terms of Reference of the Nelson-Tasman Regional Landfill Business Unit report RCN18-06-06; and
2. approves in principle, subject to support from iwi and equivalent approval by Nelson City Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) to provide voting rights for the iwi representatives; and
3. approves in principle, subject to support from iwi and equivalent approval by Nelson City Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) to provide that iwi representatives be remunerated in accordance with the joint

policy for the remuneration of independent persons appointed to joint committees and business units; and

4. approves in principle, subject to support from iwi and equivalent approval by Nelson City Council, that the remuneration for iwi representatives be set at \$8000 per annum for the first term of appointment; and
5. approves in principle, subject to support from iwi and equivalent approval by Nelson City Council, that the Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) be amended to state that a quorum for a meeting shall be half of the members if the number of members (including vacancies) is an even number, or a majority if the number of members (including vacancies) is an uneven number; and
6. approves in principle, subject to support from iwi and equivalent approval by Nelson City Council, the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) as set out in attachments A1983271 and A1983272; and
7. notes that iwi will be consulted on the proposed remuneration and the amended Memorandum of Understanding (MOU) for the Nelson Regional Sewerage Business Unit (NRSBU) and the amended Terms of Reference (TOR) for the Nelson Tasman Regional Landfill Business Unit (NTRLBU) as set out in attachments A1983271 and A1983272; and
8. notes that once it is completed, the draft joint policy for the remuneration of independent persons appointed to joint committees and business units, will be brought to Council for adoption.

CARRIED

8.7 Public Consultation - Proposed New Speed Limits

Transportation Manager Jamie McPherson was present to speak to this report.

The extent of the 80kph speed limit restriction was discussed and Councillors noted the intent of the speed limit review was to take the restriction just past the Maisey Road intersection.

**Moved Bryant/Cr Brown
CN18-06-16**

That the Full Council

1. receives the Public Consultation - Proposed New Speed Limits report RCN18-06-07; and
2. approves joint public consultation with the New Zealand Transport Agency on the proposal to lower the speed limit on SH60 between the Three Brothers roundabout and Maisey Road, including lowering the speed limit on local roads (Lower Queen Street, Lansdowne Road, Best Island Road, Blackbyre Road, Redwood Road, Research Orchard Road and Pukeko Lane to 80km/h, with Barnett Avenue and River Road (Appleby) to 60km/h); and
3. approves the Statement of Proposal (Attachment 1) for consultation and agrees to use the Special Consultative Procedure outlined in sections 83 of the Local

Government Act 2002 and the consultation requirements under the Land Transport Rule: Setting of Speed Limits 2017; and

- 4. notes that the proposal does not give rise to any implications under the New Zealand Bill of Rights 1990; and**
- 5. agrees that the most appropriate method for distribution for public consultation is by public notice; and making copies of the Statement of Proposal available for viewing on the Council website, in its offices, and libraries from 15 July 2018; and**
- 6. appoints Councillor Ogilvie, Councillor Maling and Councillor Bryant to hear submissions and deliberate on the proposal and recommend its findings back to the Full Council noting that.**

CARRIED

8.8 Rates Remissions - Land Occupied by a Dwelling Affected by Natural Disaster

This report was taken as read and there were no questions from Councillors.

Moved Cr King/Cr Canton

CN18-06-11

That the Full Council

- 1. receives the Rates Remissions - Land Occupied by a Dwelling Affected by Natural Disaster RCN18-06-08 report; and**
- 2. approves the remissions listed in Table 1 totalling \$9,160 (GST inclusive); and**
- 3. notes that staff, using delegated authority, will approve further remissions to the same ratepayers who have had a remission approved until the property is habitable and able to be used, and to any similar new applications received before the August 2018 policy deadline.**

CARRIED

8.11 Mayor's Activity Report to Full Council

This report was taken as read and there were no questions from Councillors.

Responding to an issue raised during Public Forum around funding for Community Support Waimea, Councillors asked that Ian Diamond and Marty Price be put in contact with Community Partnerships Officer Mike Tasman-Jones, who should be able to advise them on what grants might be available.

Moved Bryant/Cr Hawkes

CN18-06-1812

That the Tasman District Council receives the Mayor's Activity Report to Full Council

RCN18-06-11

- 1. receives the Mayor's Activity Report to Full Council RCN18-06-11; and**
- 2. notes the letter from Ministry of Civil Defence & Emergency Management regarding the strategy planning for recovery provisions in the Nelson-Tasman CDEM group plan**

CARRIED**8.9 Proposals to classify reserves in Motueka Ward**

Policy Advisor Anna Gerraty and Senior Horticultural Officer Beryl Wilkes were present to speak to this report, which was taken as read.

Ms Gerraty explained the reasons for the revised resolutions. She said that Ngāti Kōata had made a last minute request to change the proposed reserve classification (i) from recreation to historic for Anarewa Reserve, and (ii) from local purpose (esplanade) to historic for part of Stephens Bay Esplanade Reserve, as both are part of a historic pa site. When asked what difference a change to historic reserve status would make, Ms Gerraty explained this provided a slightly higher level of protection, but was not restrictive of public access.

Councillors thanked Ms Gerraty for the work that had gone in to preparing this report.

**Moved Cr Canton/Cr Hawkes
CN18-06-19**

That the Full Council

- 1. receives the Proposals to classify reserves in Motueka Ward RCN18-06-28 RCN18-06-09 report; and**
- 2. notes that the Minister of Conservation has provided Council with delegated authority to classify reserves under section 16(1) of the Reserves Act 1977; and**
- 3. notes that sections 16(2A) and 16(11b) of the Reserves Act 1977 enables Council to classify reserves (not derived from the Crown) by simple resolution (i.e. without the Minister of Conservation's consent), but agrees to publicly notify classification of these re**
- 4. serves along with those under section 16(1) of the Act; and**
- 5. exercising a delegation from the Minister of Conservation under section 16(4) of the Reserves Act, instructs staff to proceed with giving public notice of a proposal to:**
 - (i) notify the intention to classify the area of reserve land described in the revised version of Attachment 3 of this report (refer to edits made to page 153 of the agenda, tabled at the meeting) as historic reserve under section 16 of the Reserves Act 1977; and**
 - (ii) notify the intention to classify the areas of reserve land described in the revised version of Attachment 4 of this report (refer to edits made to page 156 of the agenda, tabled at the meeting) as recreation reserve under section 16 of the Reserves Act 1977; and**
 - (ii) notify the intention to classify the areas of reserve land described in the revised version of Attachment 5 of this report (refer to edits made to page 162 of the agenda, tabled at the meeting) as local purpose reserve (of various types) under section 16 of the Reserves Act 1977; and**
- 6. delegates the task of hearing and considering submissions on the proposals to classify reserves in Motueka Ward to a Hearings Panel; and**
- 7. appoints a Hearings Panel consisting of Crs Canton (Chair), Hawkes, Brown and Turley, and one iwi representative [to be appointed by the Mayor], with the Chair**

having the ability to appoint another Councillor should a member of the panel be unavailable; and

8. agrees that the Hearing Panel will report back to Full Council with recommendations on whether or not to classify reserves in Motueka Ward, for a decision.

CARRIED

The meeting broke for afternoon tea at 2.55pm and reconvened at 3.10pm. Cr Ogilvie did not re-join the meeting.

8.10 Amendments to the Delegations Register

Executive Advisor Kate Redgrove was present to speak to this report.

The approval and recording of financial delegations was discussed. Corporate Services Manager Mike Drummond told Councillors that any expenditure, under all financial delegations would be within budgets already approved by Council.

Councillors discussed the authority to approve media and advertising campaigns and asked if a financial limit had been set. The Corporate Services manager advised Councillors that the delegation was to do with the authority to place an advertisement, rather than the delegation to approve cost. The delegated amount of expenditure authorised for spend on a media campaign before requiring a resolution from Council was discussed.

Councillors noted that two recent changes to committee memberships had not yet been updated. These were a change in membership to the Nelson Regional Sewerage Business Unit and the Commercial Committee. They agreed that changes made to the membership of any committee during a properly constituted meeting should be updated in the Delegations Register as a matter of course, without the updated register then requiring formal approval by Council. They agreed that this should also be the approach for capturing changes to staff job titles for existing roles.

Councillors asked if there was a mechanism for regular formal review of the Delegations Register. Ms Dowding took an action to report back to Council once she'd had the opportunity to become familiar with the current process and existing delegations.

Moved Cr Sangster/Cr Canton

CN18-06-13

That the Full Council

1. receives the Amendments to the Delegations Register report RCN18-06-10; and
2. adopts the amended Delegations Register attached to report RCN18-06-10; and
3. notes that the revised Delegations Register will be posted to the Tasman District Council's website by 1 July 2018; and
4. agrees that minor changes to Committee membership, as the result of a decision made at a properly constituted committee meeting, or changes to staff job titles can be updated as they occur without the need for the Delegations Register to come back to Council for formal approval.

CARRIED

8.12 Chief Executive's Activity Report

This report was taken as read. The continuation of financial reporting to Council through the Chief Executive's Activity report was discussed. Chief Executive Janine Dowding advised Councillors that regular quarterly financial reporting would continue to come through to Council as it had previously done and that this advice would not be duplicated in the Chief Executive's Activity Reports.

Corporate Services Manager Mike Drummond added that any concerns raised during the monthly accounts would also be reported through to Council as they occurred, in between the quarterly reports.

Ms Dowding told Councillors that a Waimea Community Dam Project Status Report had not been prepared for this meeting as any updates on the project workstreams had been included in other reports. Mr Drummond said that work to the draft agreements continues, including the Council Controlled Organisation (CCO) constitution. Information on this is not likely to come back to the Council before their meeting in September. In response to a follow up question around tender pricing, Mr Drummond advised that this was expected to be available mid-July.

Councillors thanked the Chief Executive for her report.

**Moved Cr Wensley/Bryant
CN18-06-14**

That the Full Council

1. receives the Chief Executive's Activity Report report RCN18-06-12; and
2. notes the Council Action Sheet.

CARRIED

**Moved Bryant/Cr Hawkes
CN18-06-15**

That the meeting be extended until such time as all items of business on the agenda had been considered.

CARRIED

8.13 Machinery Resolutions Report

This report was taken as read and there were no questions from Councillors.

**Moved Cr Hawkes/Cr McNamara
CN18-06-16**

- **Deed – Wensley Road Developments – Uplift a deferral over land to become residential.**
- **Deed Of Agreement – Goldpine – 500L1 - Renewed Licence to Occupy Carpark for a further four years.**

CARRIED

9 CONFIDENTIAL SESSION

9.1 Procedural motion to exclude the public

Councillors discussed the need for this item to be taken in committee. It was agreed to move into committee to allow Councillors to discuss the Local Bill, which in its current state has been shared with Council in confidence.

**Moved Bryant/Cr Tuffnell
CN18-06-17**

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 Waimea Water Augmentation Scheme - Local Bill

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)(c)(ii) - The withholding of the information is necessary to protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to damage the public interest.</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

Councillors resolved during the In Committee portion of the meeting to make the Waimea Water Augmentation Scheme - Local Bill Report, excluding the Local Bill attachment, publically available. They also agreed to report the following resolution in open meeting.

**Moved Cr King/Cr Brown
CN18-06-18**

That the Full Council

- 1. receives the Waimea Water Augmentation Scheme – Local Bill Report RCN18-06-14; and**
- 2. approves the introduction of a Local Bill consistent with Attachment 2 to Report RCN 18-06-14 to enable the use of the 9.6ha of Mount Richmond Forest Park land for the Waimea Water Augmentation Scheme; and**
- 3. authorises the Chief Executive to undertake all such actions as are appropriate and necessary to support the introduction and passage of the Bill, including (without limitation) the approval of any drafting changes recommended by Parliamentary Counsel, the publication of notices, advice letters to MPs, affected Departments and directly affected parties, provision of relevant certificates and declarations, other administrative requirements, and all reasonable assistance to the Clerk of the House associated with the introduction and passage of the Bill; and**
- 4. notes the Hon Dr Nick Smith has accepted the invitation to introduce the Bill as is the standard practice for the Local Electorate MP; and**
- 5. agrees that the content of the report, excluding the Bill attachment, and the resolution, be made publically available.**

CARRIED

The Mayor thanked Councillors for the decision made on the Golden Bay Grandstand, which he acknowledged had been a challenging item of discussion.

The meeting concluded at 4.02pm.

Date Confirmed:

Chair: