

# MINUTES

**TITLE:** Tasman District Council  
**DATE:** Thursday 19 May 2005  
**TIME:** 9.30 am  
**VENUE:** Council Chamber, 189 Queen Street, Richmond.

**PRESENT:** Mayor J C Hurley (Chair), Crs T B King (Deputy Mayor), S J Borlase, S G Bryant, R G Currie, E E Henry, M J Higgins, J L Inglis, R G Kempthorne, T E Norriss, N Riley, P K O'Shea and E J Wilkins.

**IN ATTENDANCE:** Chief Executive (R G Dickinson), Resource Scientist (T James), Environment and Planning Manager (D C Bush-King) and B D Moore (Administration Officer).

## APOLOGIES

Moved Crs O'Shea/Currie  
CN05/05/01

**THAT apologies from Cr O'Regan for absence be sustained.**  
**CARRIED**

## 1 PUBLIC FORUM

Mr C Robinson spoke of his concerns about the ASB Bank Aquatic Centre and carparking areas in Richmond including Webby Place, the unsealed area adjacent to Placemakers and uncontrolled stormwater from the Richmond Mall carpark.

## 2 CONFIRMATION OF MINUTES

### 2.1 Community Board Delegation Subcommittee - 7 March 2005

Moved Crs King/Wilkins  
CN05/05/02

**THAT the minutes of a meeting of the Community Board Delegation Subcommittee, held on 7 March 2005, be approved as a correct record.**  
**CARRIED**

## **2.2 Nelson/Tasman Emergency Management Group - 29 March 2005**

**Moved Mayor Hurley/Cr King  
CN05/05/03**

**THAT the minutes of a meeting of the Nelson/Tasman Emergency Management Group, held on 29 March 2005, be approved as a correct record.  
CARRIED**

## **2.3 Tasman District Council Meeting - 7 April 2005**

Councillors had been provided with a memorandum of 11 May 2005 from the Chief Executive, amending the minutes under subheading 8.2 UAGCs and Targeted Rates on Each Dwelling.

The resolution would then read: That staff be requested to report to Council on the subject of the payment of Uniform Annual General charges and targeted rates on each dwelling in the Tasman District.

**Moved Crs Henry/Norriss  
CN05/05/04**

**THAT the minutes of a meeting of the Tasman District Council, held on 7 April 2005, containing resolutions CN05/04/01 to CN05/04/19 as amended under Subheading 8.2, be approved as a correct record.  
CARRIED**

## **2.4 Special Council - 14 April 2005**

**Moved Crs Bryant/Norriss  
CN05/05/05**

**THAT the minutes of a special meeting of the Tasman District Council held on 14 April 2005, containing resolutions CN05/04/20 to CN05/04/21, be approved as a correct record.  
CARRIED**

## **3 ELECTED MEMBERS REMUNERATION 2005/2006**

A memorandum of 28 April 2005 from the Chief Executive advised that the Remuneration Authority has provided Council with figures for the new 2005/2006 remuneration pool. The funding formulae and factors were contained within this report, to come into effect from 1 July 2005, following gazetting no later than 23 June 2005. Council is required to advise the Remuneration Authority of the confirmation of the new salaries and any significant change to the way Council proposes that the pool is to be distributed.

The Chief Executive suggested that when Council next reviews its Committee structure it considers the workload and acts to balance up this situation at review time. The Chief Executive spoke about the influencing factors of population growth within the District and the level of asset management growth, which is reflected the level of the remuneration pool.

#### **4 DAIRYING AND CLEAN STREAMS ACCORD**

Resource Scientist T James spoke to a report on the dairying and clean streams accord which was signed by the Minister of Agriculture, the Minister for the Environment and the Chairman of Fonterra Cooperative Group and the Chairman of the Regional Affairs Committee of Local Government New Zealand (on behalf of regional councils) in May 2003.

A regional action plan has been developed by Fonterra and Tasman District Council with input from Federated Farmers. Five priorities for action are identified in the accord to reduce the impact of dairying on streams, rivers, lakes and wetlands.

Mr R O'Beirne attended the Council meeting and spoke in support of the proposed regional action plan and encouraged Council to endorse the document. He spoke of the benefit to the dairying industry and its endeavours to secure trade agreements and to promote a clean green image.

#### **Moved Crs Norriss/Henry CN05/05/06**

**THAT the Tasman District Council agrees to sign the Dairying and Clean Streams Accord with Fonterra Cooperative Group and recognises the benefits to the environment from such initiatives.**

**CARRIED**

#### **5 ACCREDITATION OF COMMUNITY BOARD MEMBERS TO HEAR RESOURCE CONSENT APPLICATIONS**

The Golden Bay Community Board had resolved in April 2005 to request Tasman District Council that Board members be offered the opportunity to become accredited as Hearing Commissioners for resource consent applications.

Environment and Planning Manager D C Bush-King advised that accreditation courses are conducted through the Ministry for the Environment by the University of Auckland at a cost of about \$2,000.00 per person plus time cost.

The Chief Executive said that it was up to Council to decide if this action was appropriate and said that other councils have community board members acting on hearings and that a further training course for accreditation is available this year.

Cr O'Shea said that it would be good to have Councillor O'Regan available to discuss this issue and suggested the matter be deferred.

Cr Henry said this issue could be something for Council to discuss in a workshop during September or October and that the involvement of community board members could be limited to matters within the respective community board wards.

**Moved Crs O'Shea/Bryant  
CN05/05/07**

**THAT the matter of accreditation of community board members to hear resource consent applications, lie on the table.  
CARRIED**

## **6 PORT NELSON LIMITED SHAREHOLDING**

The Chief Executive spoke to a report of 28 April 2005 contained within the agenda, recommending that Council transfer three individual shareholdings for Port Nelson Limited, to Tasman District Council. He said that it would also be helpful for Council to nominate three persons to represent Council at meetings of Port Nelson Limited.

**Moved Crs Higgins/Currie  
CN05/05/08**

**THAT:**

- i) These three shares be transferred to Tasman District Council;**
- ii) Tasman District Council authorises the Mayor, Deputy Mayor and Chair of any Standing Committee, to vote on its behalf at future general meetings of Port Nelson Ltd.**

**CARRIED**

## **7 LOCAL GOVERNMENT NEW ZEALAND AGM - 27 JULY 2005 APPOINTMENT OF DELEGATES**

The Chief Executive's report of 10 May 2005 sought that Council appoint presiding and alternate delegates to the Local Government New Zealand Annual General Meeting of 27 July 2005.

**Moved Crs Wilkins/Henry  
CN05/05/09**

**THAT the Tasman District Council:**

- i) Appoints Mayor Hurley as presiding delegate to the Local Government New Zealand Annual General Meeting on 27 July 2005 and;**

- ii) **appoints Cr Higgins as the alternate delegate to the Local Government New Zealand Annual General Meeting on 27 July 2005.**

**CARRIED**

## **8 MAYOR'S REPORT - 18 MAY 2005**

Mayor Hurley reported on the Zone 5 and 6 Local Government New Zealand meeting. He said that an address from Mr Kirby, Local Government Commissioner, recommended that councils bring the process forward to review the council structure and that submissions will be considered. It was noted that a fully reasoned argument must be made to the Local Government Commission and that a detailed and compelling case will need to be provided.

The Chief Executive advised that Council has the option to introduce a mixed system of representation with a combination of wards and a proportion of councillors elected at large across the District.

Mayor Hurley acknowledged the work of Councillors and staff in relation to the recently completed Annual Plan meetings.

The availability of pseudo drugs and drug manufacturing equipment on the open market, and a copy of a letter from Mayor Tony Kokshoorn to the Prime Minister was tabled.

**Moved Mayor Hurley/Cr Kempthorne  
CN05/05/10**

**THAT Mayor Hurley write to the government regarding the concern about the availability of party drugs.**

**CARRIED**

**Moved Crs Henry/Inglis  
CN05/05/11**

**THAT the Mayor's report of 18 May 2005 be received.**

**CARRIED**

## **9 CHIEF EXECUTIVE'S REPORT FOR APRIL/MAY 2005**

### **9.1 Nelson Regional Sewerage Business Unit**

Clarification was sought for the remuneration of non elected members of the Nelson Regional Sewerage Business Unit Board.

**Moved Crs Kempthorne/Borlase  
CN05/05/12**

**THAT Tasman District Council confirms that independent (non elected) members of the Nelson Regional Sewerage Business Unit, continue to be paid a fee of \$100.00 per hour chargeable to the Business Unit.**

**CARRIED**

**9.2 Government Programme for Improving Drinking Water**

A letter dated 9 May 2005 had been received from the office of the Minister of Local Government announcing the establishment of a drinking water assistance fund to upgrade drinking water throughout New Zealand.

**9.3 Strategic Water Resources Subcommittee**

The Chief Executive sought that ex Councillor D Ogilvie, be replaced on this Subcommittee by Cr J Inglis.

**Moved Crs Kempthorne/O'Shea  
CN05/05/13**

**THAT Council appoints Cr J Inglis to the Strategic Water Resources Subcommittee.**

**CARRIED**

**9.4 Council Meeting Lunches**

Cr Henry suggested that a local establishment be considered for the provision of Council meeting lunches with menu selections made during the morning.

The Mayor agreed that Council should investigate this arrangement.

**9.5 National Environmental Air Quality Standards**

The Chief Executive advised that strong concerns and reservations had been expressed to Ministry for the Environment that the draft regulations for air quality are unworkable and severely flawed. Alternative wording had now been proposed. He said that there is no proposed financial assistance from central government for monitoring costs.

**Moved Crs Kempthorne/Henry  
CN05/05/14**

**THAT the Chief Executive's report of 12 May 2005 be received.**

**CARRIED**

**10 MACHINERY RESOLUTIONS**

**Moved Crs Bryant/Henry  
CN05/05/15**

**THAT the execution of the following documents under the seal of Council be confirmed:**

**EASEMENTS**

**A Atkins – easement in gross in favour of TDC for right to drain water.**

**J M and L H Bone – access easement for public access through the subdivision.**

**R Campbell and E Robertson – sewage easement in favour of TDC.**

**L A and D J Eden – easement in gross in favour of TDC for water and sewage.**

**Key Properties Ltd – easement in gross in favour of TDC for water and sewage.**

**Nelson Holdings – drainage easement in favour of TDC**

**Wilkes Family Trust – easement in gross in favour of TDC for water and sewage.**

**ENCUMBRANCE**

**G W Roberts and R J Roberts**

**COVENANT**

**J and J Ching – cancellation of amalgamation covenant**

**G Schaeffer – covenant to protect landscape area**

**Stonehurst Farm Ltd – cancellation of covenants**

**J J and F M Vlaming – covenant regarding kitchen and ablution facilities in implement shed**

**MEMORANDUM OF UNDERSTANDING**

**Variation to MOU - Nelson Regional Sewerage Business Unit – variation of membership**

**CARRIED**

## 11 COUNCILLORS INFORMATION

The agenda contained letters from the Mayor of Christchurch City Council regarding misuse of motor vehicles and from the Minister of Local Government announcing changes to be made to the rates rebates scheme threshold.

**Moved Crs Kempthorne/Henry  
CN05/05/16**

**THAT the items of Councillor information be received.  
CARRIED**

## 12 RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs Inglis/Riley  
CN05/05/17**

**THAT the public be excluded from the following part of the proceedings of this meeting, namely:**

**Land Sale, Richmond  
Land Purchase, Richmond  
Bishop Suter Art Gallery Board**

**The general subject of the matters to be considered while the public is excluded, the reason for passing this resolution in relation to the matters, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for passing this resolution are as follows:**

<b>Subject</b>	<b>Reasons</b>	<b>Grounds</b>
Land Sale, Richmond	To discuss options	To enable the Council to carry on, without prejudice or disadvantage, negotiations
Land Purchase, Richmond	To discuss options	To enable the Council to carry on, without prejudice or disadvantage, negotiations
Bishop Suter Art Gallery Board	To discuss options	To enable the Council to carry on, without prejudice or disadvantage, negotiations

**CARRIED**

**Moved Mayor Hurley/Cr Currie  
CN05/05/21**

**THAT the open meeting be resumed and the business transacted during the time the public was excluded be adopted.  
CARRIED**



Mayor Hurley thanked Councillors for their attendance and the meeting closed at 2.40 pm.

Date Confirmed:

Chair: