

# MINUTES

**TITLE:** Special Council  
**DATE:** Tuesday 7 November 2006  
**TIME:** 1.30 pm  
**VENUE:** Heaphy/Wangapeka Rooms, 189 Queen Street, Richmond  
**PRESENT:** Mayor J C Hurley, Crs E M O'Regan, E E Henry, R G Currie, M J Higgins, J L Inglis, E J Wilkins, T B King, R G Kempthorne, P K O'Shea, S J Borlase, S G Bryant, T E Norriss, N Riley  
**IN ATTENDANCE:** Chief Executive (R G Dickinson), Minute Secretary (V M Gribble)

## APOLOGIES

Moved Crs Bryant/Borlase  
CN06/11/01

THAT an apology from Cr N Riley be sustained.  
CARRIED

## 1 RESOLUTION TO EXCLUDE THE PUBLIC

Moved Crs Norriss/Inglis  
CN06/11/02

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

Port Nelson Ltd  
CEO Recruitment Update

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

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
2.1	Port Nelson Limited	Good reason to withhold exists under section 7	Section 48(1)(a)
2.2	CEO Recruitment Update	Good reason to withhold exists under section 7	Section 48(1)(a)

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

Item	Reason to withhold information under Section 7	
2.1	Protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of Council	Section 7(2)(b)(ii)
2.2	Protect the privacy of natural persons	Section 7(2)(a)

**CARRIED**

(Refer to Confidential Minute Book resolutions numbered CN06/11/03 to CN06/11/05).

**Moved Crs Bryant/Henry  
CN06/11/04**

**THAT the resolution concerning Port Nelson Ltd share buy-back be adopted in open meeting.**

**CARRIED**

**Moved Crs King/Henry  
CN06/11/03**

**THAT:**

- a) **Tasman District Council accepts the offer to acquire shares made by Port Nelson Ltd pursuant to Section 60(1) of the Companies Act 1993 provided that the two Councils (Tasman District Council and Nelson City Council) agree to sell an equal number of shares from their shareholding.**
- b) **That the Chief Executive Officer be authorised to sign the Offer to Acquire Shares Form and the Share Transfer forms, and to undertake any other necessary steps to complete the share acquisition by Port Nelson Ltd.**

**CARRIED**

**Moved Crs Borlase/Currie  
CN06/11/05**

**THAT public meeting be resumed.**

**CARRIED**

The meeting concluded at 2.35 pm.

Chair:

Date: