

MINUTES

TITLE: Tasman District Council
DATE: Thursday 16 November 2006
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, R G Currie, E E Henry, M J Higgins, T E Norriss, E M O'Regan, P K O'Shea and E J Wilkins.

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

APOLOGIES

Moved Crs Borlase/King
CN06/11/06

THAT apologies for absence from Crs Bryant, Kempthorne and Inglis and for lateness Cr Higgins be sustained.
CARRIED

1. CONFIRMATION OF MINUTES

1.1 Tasman District Council Meeting – 5 October 2006

Moved Crs Riley/Henry
CN06/11/07

THAT the minutes of a meeting of the Tasman District Council held on 5 October 2006, containing resolutions CN06/10/01 to CN06/10/09, be approved as a correct record.
CARRIED

1.2 Special Council Meeting – 26 October 2006

**Moved Crs Borlase/Wilkins
CN06/11/08**

THAT the minutes of the Special Council meeting held on 26 October 2006, containing resolutions CN06/10/10 to CN06/10/14, be approved as a correct record.

CARRIED

1.3 Special Council Meeting – 7 November 2006

**Moved Crs Henry/O'Regan
CN06/11/09**

THAT the minutes of the Special Council meeting held on 7 November 2006, containing resolutions CN06/11/01 to CN06/11/04, be approved as a correct record

CARRIED

2. PUBLIC FORUM

Alison Thomas of Starnes Road, Lower Moutere, expressed opposition to the use of suspended red shade cloth over horticultural crops as the bright red colour has a visual impact and affects the view available from elevated properties.

3. CHIEF EXECUTIVE'S REPORT

Mr Dickinson spoke to his report of 9 November 2006 contained within the agenda.

3.1 Staffing

Mr Dickinson reported on the recruitment of building control officers and the success of the Customer Service Department within the main office.

3.2 Local Government Rates Inquiry

The Minister of Local Government has released the terms of reference and membership of the inquiry panel which is tasked to provide a report to the Government by 31 July 2007. There will be a public submission process.

3.3 Local Government Funding Working Party

This working party is completing its second report for the Central/Local Government Forum meeting on 6 December 2006 and it will also provide information to the rates inquiry panel.

Cr Higgins arrived at the meeting at 10.00 am.

3.4 Visit from Department of Building and Housing Senior Managers

Representatives of the Department of Building and Housing recently visited Council which assisted in the explanation of the Department's objectives and what would be necessary to comply with accreditation timetable matters.

3.5 Port Nelson Limited Report to Shareholders – Three Months to 30 September 2006

Attached was a consolidated statement of financial performance for the period 1 July 2006 to 30 September 2006.

3.6 Lee Valley Dam Proposal

Mr Dickinson spoke of the potential requirement to appoint a Project Manager for the feasibility study for the Lee Valley Dam proposal.

**Moved Crs Borlase/O'Regan
CN06/11/10**

**THAT the Chief Executive's report for October/November 2006 be received.
CARRIED**

4. AMENDMENT TO DELEGATION REGISTER REPORT EP06/11/08

Mr Bush-King said that amendments are required to the Delegation Register, following Council resolution CN06/09/14, which agreed that the Resource Management Policy Committee and the Environment and Planning Subcommittee should be merged.

**Moved Crs O'Regan/King
CN06/11/11**

THAT:

- i) Agrees to amend Section 1 of the Council's Delegation Register detailing the scope and functions of Standing Committees by deleting references to the Resource Management Policy Committee and the Environment & Planning Subcommittee, and replacing it with the following:**

Environment and Planning Committee

To develop, approve, ensure the implementation of and monitor Council policy in relation to:

Resource Management - Policy - Information and Investigations - Consents	Biosecurity
Environmental Health	HASNO
Building Control	Maritime Safety
Sale of Liquor	Climate Change
Bylaws and Licenses	Animal Control

- ii) agrees to make other consequential amendments deleting redundant references to the Environment and Planning Subcommittee or Resource Management Policy Committee;
- iii) agrees to consequentially amend that part of the Delegations Register relating to the powers of Councillors identifying the position of Convenor of the Consents Hearing Panels and also the existence of the Subcommittee dealing with objection to non-residential development contribution assessments.

CARRIED

5. MAYOR'S REPORT

Mayor Hurley tabled and spoke to his report of 15 November 2006. He attached a copy of "Green Rush News", published by the Motueka Information Visitor Centre. The Mayor noted that the Tasman Bays Promotion Association returned a profit for the year 2005/2006 without the benefit of the previous financial input from Department of Conservation.

Mayor Hurley said that a further interview is to be scheduled before a final recommendation can be made to Council regarding the appointment of the new Chief Executive Officer.

6. MACHINERY RESOLUTIONS

**Moved Crs O'Regan/Borlase
CN06/11/12**

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

DEED OF LEASE

Oldfield Asphalts Ltd – lease of Waimea river berm land previously leased by Peter Gibbons Ltd.

Mapua Holdings Ltd (landlord), Golden Bear Brewing Ltd (tenant) and TDC (as lessor under Lease 339906.1)

DEED OF RENEWAL

J R Balck – further 5 year term for the leased area at Balck Road, Takaka.

EASEMENTS

Electricity Easement – TDC (Lot 13 DP 16467 C/T NL10D/221) to Morris (Lot 1 DP 16467 – CT NL10D/211)

Beaches and Bays – RM040887 – easement in gross in favour of TDC for water and sewer subdivision consent condition for land in Little Kaiteriteri.

Barnett and Richards – RM040511 – easement in gross in favour of TDC for sewage – subdivision consent condition for land at 71 Wensley Road, Richmond.

COVENANT

S and F Eden – RM050775 – boundary relocation at Pugh Road, Hope – covenant to prevent further subdivision of property.

LICENCE

Licence to Occupy – Warren Iggo – occupation of Broadside right of way, Collingwood.

AGREEMENT

Compensation Agreement – Barnett, Best Island – for roading improvement at Barnett Avenue.

CARRIED

7. RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs King/Borlase
CN06/11/13**

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

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:

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
Suter – Governance	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:

Reason to withhold information under Section 7	
To enable the Council to carry out, without prejudice or disadvantage, negotiations	Section 7(2)(i)

CARRIED

Crs O'Regan, Riley and Norriss asked that their votes against hearing this matter with the public excluded be recorded.

**Moved Crs King/Norriss
CN06/11/15**

THAT the open meeting be resumed and the following business be reported into open meeting.

CARRIED

8. APPOINTMENT OF BISHOP SUTER ART GALLERY WORKING PARTY MEMBER

**Moved Crs Borlase/King
CN06/11/16**

**THAT Cr E E Henry be the Tasman District Council representative on the Bishop Suter Art Gallery Working Party.
CARRIED**

Mayor Hurley thanked members for their attendance and the meeting closed at 11.50 am.

Date Confirmed:

Chair: