

MINUTES

TITLE: Tasman District Council
DATE: Thursday 4 October 2007
TIME: 9.30 am
VENUE: Council Chamber, 189 Queen Street, Richmond.

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

IN ATTENDANCE: Chief Executive (P Wylie), Community Services Manager (L L Kennedy) and Administration Officer (B D Moore).

APOLOGIES

Moved Crs Bryant/Riley
CN07/10/01

That apologies from Cr O'Shea for absence and Cr Currie for lateness be sustained.

CARRIED

1. CONFIRMATION OF MINUTES

1.1 Environment and Planning Committee – 3 September 2007

Moved Crs O'Regan/Higgins
CN07/10/02

THAT the minutes of a meeting of the Environment and Planning Committee held on Monday 3 September 2007, containing resolutions EP07/09/01 to EP07/09/03, be approved as a correct record.

CARRIED

1.2 Environment and Planning Committee – 5 September 2007

Moved Crs Norriss/O'Regan
CN07/10/03

THAT the minutes of a meeting of the Environment and Planning Committee held on Wednesday 5 September 2007, containing resolutions EP07/09/04 to EP07/09/06, be approved as a correct record.

CARRIED

1.3 Council Meeting – 6 September 2007

**Moved Crs Norriss/O'Regan
CN07/10/04**

THAT the minutes of a meeting of the Tasman District Council held on Thursday 6 September 2007, containing resolutions CN/09/01 to CN07/09/15, be approved as a correct record.

CARRIED

1.4 Environment and Planning Committee – 10 September 2007

**Moved Crs Riley/Kempthorne
CN07/10/05**

THAT the minutes of a meeting of the Environment and Planning Committee held on Monday 10 September 2007, containing resolutions EP07/09/07 to EP07/09/09, be approved as a correct record.

CARRIED

1.5 Environment and Planning Committee – 12 September 2007

**Moved Crs Kempthorne/Norriss
CN07/10/06**

THAT the minutes of a meeting of the Environment and Planning Committee held on Wednesday 12 September 2007, containing resolutions EP07/09/10 to EP07/09/26, be approved as a correct record.

CARRIED

1.6 Engineering Services Committee – 13 September 2007

**Moved Crs Norriss/Bryant
CN07/10/07**

THAT the minutes of a meeting of the Engineering Services Committee held on Thursday 13 September 2007, containing resolutions WK07/09/01 to WK07/09/12, be approved as a correct record.

CARRIED

1.7 Heritage Subcommittee – 14 September 2007

**Moved Crs Wilkins/Mayor Hurley
CN07/10/08**

THAT the minutes of a meeting of the Heritage Subcommittee held on Friday 14 September 2007, containing resolutions EP07/09/27 to EP07/09/35, be approved as a correct record.

CARRIED

1.8 Community Services Committee – 19 September 2007

**Moved Crs Borlase/Riley
CN07/10/09**

THAT the minutes of a meeting of the Community Services Committee held on Wednesday 19 September 2007, containing resolutions CS07/09/03 to CS07/09/21, be approved as a correct record.

CARRIED

**2. TRIENNIAL ELECTION ISSUES FOR CIVIL DEFENCE AND
EMERGENCY MANAGEMENT GROUPS**

The agenda contained a report of 19 July 2007 from Manager Property Services, J K Frater, recommending interim measures for membership of the Civil Defence Emergency Management Groups.

**Moved Crs O'Regan/Riley
CN07/10/10**

THAT Council resolves that as provided for by clause 30(7) of Schedule 7 to the Local Government Act 2002, that the Nelson Tasman Civil Defence Emergency Management Group and any sub-committee constituted by that group, shall not be deemed to be discharged on the coming into office of the members of the Council elected or appointed at the next triennial general election of members; and

THAT the Mayor and Deputy Mayor in their positions as members of the Civil Defence Emergency Management Group, shall not be deemed to be discharged on the coming into office of the members of the Council elected at the triennial election of members until new appointments are made to the CDEM Group after the triennial election.

CARRIED

3. MAYOR'S REPORT – 3 OCTOBER 2007

Mayor Hurley tabled and spoke to his report.

3.1 Club Waimea Planned Developments

Mayor Hurley spoke of a recent meeting held with the Club Waimea Directors and that the incoming Council should view the proposals to assess the level of community good.

3.2 Passing of Courtney Lawry

Mayor Hurley spoke about his attendance at the recent funeral of Courtney Lawry who had been a Catchment Board member and involved with the family horticultural spray business.

Cr Currie arrived at the meeting at 9.50 am.

3.3 Joint Council Emergency Exercise Pandora

The Mayor spoke about his attendance at the joint council civil defence emergency management exercise, Pandora, held over one and a half days in Nelson.

3.4 Chief Executive Officer Review

The Chief Executive, Mr Wylie, left the meeting during the discussion of this item.

Mayor Hurley tabled a paper titled "Appendix A Consultant Profile". This outlined details of the Managing Director/Co-Owner of Strategic Pay, Mr D O'Callaghan. The Mayor also tabled a report of 3 October 2007 containing recommendations for the appointment of Mr O'Callaghan for the Chief Executive review process and the delegation of the CEO Review Subcommittee to determine a settlement for the CEO's salary review for the year beginning 1 July 2007.

**Moved Mayor Hurley/Cr Henry
CN07/10/11**

THAT Mr Dennis O'Callaghan, Managing Director, MA Hons, be retained by the Tasman District Council to develop a revised performance planning, review and feedback framework process that meets with Chief Executive and elected member support.

CARRIED

**Moved Mayor Hurley/Cr Norriss
CN07/10/12**

**THAT Council delegates to the CEO Review Subcommittee authority to determine a settlement for the CEO's salary review, year beginning 1 July 2007 based on information provided by Strategic Pay.
CARRIED**

4. COUNCIL TERM

Mayor Hurley thanked all Councillors for the way in which a proactive approach has helped to achieve an excellent end of term result.

The Mayor said that, as always, much that has been concluded was initiated in previous terms and equally, projects that have been committed to will be ongoing. He wished all Councillors well with future endeavours and made special mention of both Councillors Henry and O'Shea as they stand down from long service to Tasman District Council and the Borough Councils on which they previously served.

He thanked Deputy Mayor, Cr King, saying he had always been willing to step up where necessary, some times at short notice. The Mayor said that Cr King's help is acknowledged and appreciated.

**Moved Crs Kempthorne/Norriss
CN07/10/13**

**THAT the Mayor's report of 3 October 2007 be received.
CARRIED**

5. RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs Bryant/Higgins
CN07/10/14**

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
Directors	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	
Protect the privacy of natural persons	Section 7(2)(a)

CARRIED

6. RESOLUTION TO RESUME OPEN MEETING

**Moved Crs Borlase/O'Regan
CN07/10/16**

THAT the open meeting be resumed and the business transacted during the time the public was excluded by adopted and the following resolution be confirmed in open meeting.

CARRIED

**Moved Crs Bryan/Riley
CN07/10/17**

THAT subject to both councils passing similar resolutions:

- a) Annette Milligan be reappointed to the Nelson Airport Limited Board for a period of three years ending October 2010;**
- b) Paddy Gillooly be reappointed to the Latitude Nelson Board for a period of three years ending October 2010.**

CARRIED

7. MACHINERY RESOLUTIONS

**Moved Crs Henry/Borlase
CN07/10/18**

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

EASEMENT

Galeo Estates Ltd – RM050370 – subdivision consent, conditions of walkway and water supply easements to be granted in favour of Tasman District Council.

Ironworks Syndicate – RM050700 – Ironworks Road, Onekaka – water easement removal.

Rider & Cockerton – RM060196 – Easement in Gross (water & sewer) in favour of Tasman District Council.

I J & J M Thorn – Easement for access strip granted to Tasman District Council.

Tasman District Council – Easement in favour of Network Tasman Ltd.

J Collis - RM050984 – subdivision consent – 35 Vahalla Drive, Richmond, condition for easement over reserve.

DEEDS

Murchison Emergency Services Inc – renewal of Deed of Licence to rent premises from Council on Murchison Recreation Reserve.

Murchison Bowling Club – renewal of Deed of Licence for premises and land on Murchison Recreation Reserve.

Manuka Investments Ltd – Deed of Renewal and Variation of Lease for Council land at Beach Road, Richmond.

Fulton Hogan – Deed of Renewal and Variation of Lease for 9.25 hectares of riverbed land.

Eden Road Farm Ltd – Deed of Renewal and Variation of Lease for Council land being Waimea River berm land.

E P & R N Eden – Deed of Renewal and Variation of Lease for Council land being Waimea River berm land.

ENCUMBRANCE

Kevin McLean – RM070626 – existing encumbrance discharged and replaced with new encumbrance.

COVENANT

M H & C M Rutledge – RM06796 – covenant being condition 2 of consent which limits the use of upgraded accommodation.

Stonehurst Farm Ltd – RM070449 – second accommodation unit not to be the basis for subdivision.

CONTRACT AGREEMENT

Tasman District Council/Works Infrastructure – Contract 688 – Water Utilities Operations and Maintenance Contract.

CARRIED

8. PLACE NAME ALTERATION PROPOSAL – ST ARNAUD TO ROTOITI

A staff report of 28 September 2007 from Community Services Manager L L Kennedy, was considered by Council. The report had been produced as a result of a Council request following an appearance in the public forum of the September Council meeting by Mr E L Krammer, who spoke against the proposal to change the name of St Arnaud to Rotoiti.

Mr Kennedy said he saw no need for Council to do anything at this stage.

Cr Higgins requested that Mr Kennedy advise the new Council, following the decision of the New Zealand Geographic Board.

**Moved Crs O'Regan/Bryant
CN07/10/19**

THAT no further action be taken by Council at this stage as the NZGB has sufficient information and views from the community to make a decision and should the Board agree to a name change, there is a three month submission period.

CARRIED

9. VALEDICTORY SPEECHES

Council's Publicity Officer Mr M Raffills expresses thanks to Council on behalf of the management and staff of Dry Crust, the Publicity Company for Council.

The Mayor and all Councillors expressed their thanks to fellow Councillors and to staff for their efforts in regard to the work of Council.

The Chief Executive thanked the Mayor and Council on behalf of staff and wished all candidates well for the triennial election.

Mayor Hurley closed the meeting at 1.00 pm.

Date Confirmed:

Mayor: