

MINUTES

TITLE: Tasman District Council
DATE: Thursday 26 June 2008
TIME: 9.30 am
VENUE: Tasman Council Chambers, 189 Queen Street, Richmond
PRESENT: Mayor R G Kempthorne, Crs T B King, T E Norriss, B W Ensor, B F Dowler, E J Wilkins, J L Inglis, R G Currie, G A Glover, J L Edgar, M J Higgins, N Riley, S J Borlase, S G Bryant
IN ATTENDANCE: Chief Executive (P Wylie), Corporate Services Manager (M W Staite), Engineering Manager (P Thomson), Strategic Development Manager (Susan Edwards) Executive Assistant (V M Gribble)

LATE AGENDA ITEMS

**Moved Crs Glover/Bryant
CN08/06/02**

**THAT late agenda items Reserve Financial Contributions and Richmond Business Rate be received.
CARRIED**

Mayor Kempthorne advised that Grace Church had advised they would not be pursuing Council funding for the Headingly Centre, because of the opposition expressed by some members of the community.

APOLOGIES

**Moved Crs Bryant/Borlase
CN08/06/03**

**THAT apologies for lateness from Crs Dowler and Currie be accepted.
CARRIED**

1 PUBLIC FORUM

1.1 Mr D McLean

Mr McLean said he was pleased that no rates money would be put into the Headingly Centre.

1.2 Mr J Anderson

Mr Anderson requested the ASB Bank Aquatic Centre rate be paid from general rate.

1.3 Mr A Aubrey

Mr Aubrey also requested that the ASB Bank Aquatic Centre rate be paid from the general rate as all other community facilities in the Tasman District are. He spoke of the benefit of having community boards for people who are considering standing for Council.

1.4 Mr C Robinson

Mr Robinson commented on the Murchison Sport Recreation and Cultural Centre being funded by a district-wide rate and the ASB Bank Aquatic Centre being funded by a targeted rate over certain parts of the district.

1.5 Mr R Everts

Mr Everts, Chair of Richmond Community Forum, said he was going to ask Council to defer making a decision on the Headingly Centre. He was disappointed with the way the matter has been handled by Council and asked for better consultation on similar matters in the future.

1.6 Mr D Ogilvie

Mr Ogilvie, Chair of Motueka Community Board, asked Council to build and develop relationships with the community boards and Motueka and Golden Bay communities. He is opposed to the community board targeted rate.

1.7 Mrs J Vaughan

Mrs Vaughan asked Council not to proceed with the community board targeted rate. She considered it was illegal. She expressed disappointment at the decision on the Headingly Centre.

1.8 Mr D Donaldson

Mr Donaldson spoke about proposals by iwi for consultation representatives on Council staff and Council and is opposed to any more expenditure by Council on the issue. He said Council should never surrender the right to water resources.

1.9 Mr A Vaughan

Mr Vaughan read a submission on behalf of Mr J Bell, Chairperson, Golden Bay Community Board which commented on mileage allowances. He also spoke about recording of minutes and the proposed community board targeted rate.

1.10 Mr P Foster

Mr Foster was concerned about the process of the annual plan procedures and believed timeframes were too tight.

Cr Currie arrived at the meeting at 10.10 am.

1.11 Ms P Griffith

Ms Griffith was pleased that Headingly Centre funding would not proceed. She asked that better information be given to ratepayers on major capital works.

1.12 P Bourke, Tasman Bay Promotions

Mr Bourke introduced the new manager of the Visitor Information Centre, Lois Walker. Ms Walker said the Motueka Visitor Information Centre is one of the lowest funded in New Zealand but is the highest ticketing agency for the Abel Tasman. She expressed concern that funding through Nelson Tasman Tourism is likely to be reduced this year.

2 CONFIRMATION OF MINUTES

2.1 Tasman District Council – 15 May 2008

**Moved Crs Inglis/Glover
CN08/06/04**

THAT the minutes of a meeting of Tasman District Council held on 15 May 2008, containing resolutions numbered CN08/05/01 to CN08/05/10 be confirmed as a true and complete record.

CARRIED

2.2 Extraordinary Meeting of Tasman District Council – 29 May 2008

**Moved Crs Borlase/Inglis
CN08/06/05**

THAT the minutes of an extraordinary meeting of Tasman District Council held on 29 May 2008, containing resolutions numbered CN08/05/11 to CN08/05/12 be confirmed as a true and complete record.

CARRIED

2.3 Tasman District Council – 3 June 2008

**Moved Crs Edgar/Higgins
CN08/06/06**

THAT the minutes of a meeting of Tasman District Council held on 3 June 2008 be confirmed as a true and complete record.

CARRIED

2.4 Tasman District Council – 5 June 2008

**Moved Crs Higgins/Bryant
CN08/06/07**

**THAT the minutes of a meeting of Tasman District Council held on 5 June 2008 be confirmed as a true and complete record.
CARRIED**

2.5 Tasman District Council – 6 June 2008

**Moved Crs Currie/Ensor
CN08/06/08**

**THAT the minutes of a meeting of Tasman District Council held on 6 June 2008 be confirmed as a true and complete record.
CARRIED**

2.6 Tasman District Council – 9 June 2008

An amendment was made to Page 3, no 76 where it was noted that the submitter was opposed to the targeted rate (rather than supporting it).

**Moved Crs Borlase/Glover
CN08/06/09**

**THAT the minutes of a meeting of Tasman District Council held on 9 June 2008 containing resolution number CN08/06/01, as amended, be confirmed as a true and complete record.
CARRIED**

Cr Dowler arrived at the meeting at 10.24 am.

3 TAKAKA FIRE WELLS

Mr Thomson, spoke to the report contained in the agenda that recommended a proposal from the Engineering Services Committee be adopted by Council. The recommended option is based on fire fighting water supply only and is not designed to provide a potable water supply for the Takaka CDB.

Cr Borlase thought the maintenance cost was to be covered by all ratepayers in Golden Bay.

Mr Thomson said the maintenance cost was to be paid by the people who had a more direct benefit.

Cr Riley congratulated the working party for the way they worked through the exercise. He said the major beneficiaries (the CBD) were considered to be the ones who would pay the maintenance cost.

**Moved Crs King/Riley
CN08/06/10**

THAT Council commences a special consultative procedure in accordance with Part 6 of the Local Government Act 2002 with the Takaka community for the Takaka Firefighting Water Supply Statement of Proposal 17 June 2008, as contained in the agenda.

CARRIED

4 REGIONAL ECONOMIC DEVELOPMENT STRATEGY WORKING GROUP

Strategic Development Manager, Susan Edwards, was in attendance to present the report contained in the agenda that requested Council to appoint two councillors to a Regional Economic Development Strategy working group run by the Economic Development Agency.

**Moved Crs Bryant/Edgar
CN08/06/11**

THAT the Tasman District Council appoints Mayor Richard Kempthorne and Cr T E Norriss, to be the Council representatives on the Economic Development Agency working group on the Regional Economic Development Strategy.

CARRIED

Mayor Kempthorne said he would also like to include Cr Glover in the Regional Economic Development Strategy.

5 ELECTED MEMBERS REMUNERATION AND POLICY

The report from the Chief Executive advised that the Remuneration Authority has provided figures for the new 2008/2009 remuneration, which come into effect on 1 July 2008 and will cover the period 1 July 2008 to 30 June 2009.

**Moved Crs King/Wilkins
CN08/06/12**

THAT:

- a) the Council use the Model "G" formula (as contained in the Elected Members Remuneration and Policy report) to calculate the salaries from the indicative pool;**
- b) Council reaffirms its rules for expenses and allowances policy.**

CARRIED

6 TASMAN DISTRICT COUNCIL LOCAL GOVERNMENT STATEMENT – COUNCIL MINUTES

Mr Wylie spoke to the report contained in the agenda. The Golden Bay Community Board resolved at its May 2008 meeting to request Council to consider reinstating

wording taken out of the Tasman District Council's Local Governance Statement, concerning minutes.

**Moved Crs King/Inglis
CN08/06/13**

**THAT Council takes no further action on the Tasman District Council's Local Governance Statement and the Golden Bay Community Board be advised accordingly.
CARRIED**

Cr Riley recorded his vote against the resolution.

7 DEVELOPMENT CONTRIBUTIONS POLICY AMENDMENT

Mr Staite was in attendance for discussion on this item and spoke to the report that advised of amendments to wording in the Development Contributions Policy.

**Moved Crs Norriss/King
CN08/06/14**

**THAT the amendment to the 2006 – 2016 LTCCP as contained within the 2008/2009 draft Annual Plan be adopted.
CARRIED**

8 RESERVE FINANCIAL CONTRIBUTIONS

A report from Corporate Services Manager, Mr Staite, was circulated prior to the meeting. As a result of annual plan submissions, reserve financial contributions have been amended as attached to the report.

**Moved Crs King/Norriss
CN08/06/15**

**THAT the reserve financial contributions (as attached to the report contained in the agenda) be included in Council's 2008/2009 Annual Plan.
CARRIED**

9 RICHMOND BUSINESS RATE

Richmond Unlimited had requested that the Richmond business rate be adjusted to include the Consumer Price Index. For the year 2008/2009 this would be implemented at a rate of three percent.

**Moved Crs Norriss/Edgar
CN08/06/16**

**THAT the Richmond business rate contained in the draft 2008/2009 Annual Plan be increased by 3%.
CARRIED**

10 MAYOR'S REPORT

Cr Norriss considered it a sad indictment on the community that the Headingley Centre project will not have Council funding.

Mayor Kempthorne said the Headingley Centre funding proposal is a very regrettable turn of events and noted that Council had worked with Grace Church on the Headingley Centre for five years. He considered the publicity was not adequate for the project. He said it would have been a very good "value for money" project and would have delivered something for the region that we don't have at the moment.

**Moved Mayor Kempthorne/Cr Borlase
CN08/06/17**

**THAT the Mayor's report dated 12 June 2008 be received.
CARRIED**

11 VARIATION TO ENGINEERING WORKS PROGRAMME

The agenda contained a report from Corporate Services Manager Mr Staite showing proposed amendments to the 2008/2009 Engineering transportation budget.

Mr Thomson said in order to help contain the budget and in light of increasing oil prices, there is the need to delete \$400,000 of work, with a local share of \$200,000.

**Moved Crs Norriss/Ensor
CN08/06/18**

**THAT the variations included in the "Variation to Engineering Works Programme" report be incorporated into Council's 2008/2009 Annual Plan.
CARRIED**

12 TOURISM NELSON TASMAN FUNDING

Corporate Services Manager Mr Staite spoke to the report, which had been circulated prior to the meeting, providing details of the annual grant to Tourism Nelson Tasman and summarising the additional funds requested through the 2008/2009 annual plan submission process.

Cr King said the funding Council provides to Tourism Nelson Tasman is conditional upon receipt of a Statement of Intent that Council is satisfied with.

Mayor Kempthorne said there are good signs within Tourism Nelson Tasman that there is a preparedness to face the issues and resolve them.

**Moved Crs King/Borlase
CN08/06/19**

**THAT Council approves Tourism Nelson Tasman's request for an additional \$42,500 for the 2008/2009 year, to be funded from general rate, with payment conditional on Council being satisfied with the Company's Statement of Intent.
CARRIED**

13 PROPOSED COMMUNITY BOARD TARGETED RATE

Mr Staite spoke to the report in the agenda which sought confirmation of the budgets for community boards and enabled Councillors to decide on whether a targeted rate should be used to part-fund the cost of community boards in both Golden Bay and Motueka Wards.

Mr Staite advised that the Remuneration Authority has been asked for a ruling on the mileage allowance which hasn't been received yet. He said currently mileage is paid from the general rate and there is no set limit as long as it is community board work.

Cr Riley supports budgets for the community boards as contained in the report.

Cr Borlase questioned the accuracy of the budget in the report, and said there has been some juggling with the figures. He is not against the budget, but if Council wants the boards to stick to the budget, the figures need to be correct and he doesn't believe they are as accurate as the job costing exercise will show.

Mr Wylie said there have always been budgets for community boards. Council has always been required to set a limit on the amount of money a community board can spend. He was concerned that the budgets were not big enough.

Mayor Kempthorne said there have been questions from both boards about different methods of funding, but the key point is they are Council organisations, supported and funded by Council.

**Moved Crs King/Glover
CN08/06/20**

**THAT Council adopts the budgets contained within the draft 2008/2009 Annual Plan for inclusion in the final 2008/2009 Annual Plan.
CARRIED**

Mr Wylie advised that mileage isn't included in the budgets because there has been no decision from the Remuneration Authority, but there could be a considerable sum involved. If community board members were fully reimbursed it could cost \$11,000.

Cr Wilkins expressed opposition to the community boards being funded by a targeted rate.

Cr Riley urged Councillors to "think district" when considering the matter of a targeted rate to fund community boards.

Cr Borlase said a lot of people who submitted to the draft annual plan against the community board targeted rate have never submitted before, and they believe that democracy should be top of the list for costings and any cost of democracy should come out of general rate.

Cr Higgins supports a targeted rate. He said “think district” is honoured by paying the first \$15,000 for each ward.

Cr Edgar said it is not a matter of personal opinion, it clearly fits the targeted rate policy.

Cr Ensor said submissions in favour of the targeted rates were from community associations and NZ Federated Farmers also supported them. He finds it hard to believe that Mapua Ratepayers Association does less than the Motueka and Golden Bay Community Boards and believes Council does “think district”.

Cr Glover said community boards do a good job. Bringing in the targeted rates is about making people accountable. She supports the targeted rate.

Cr Currie supports the targeted rate. He said the concerns of the community board are for the local people and they should be happy to pay the extra money to have a community board.

Cr Norriss said Council is required to rate those that are deemed to be the beneficiary of any service. He referred to Mr Holmwood’s submission that said Golden Bay won the battle to have a community board and it should now be prepared to fund it.

Mayor Kempthorne said he would be voting against the targeted rate. He said the claim that the targeted rate is double-dipping is wrong and is satisfied that the targeted rate is legal and eminently fair. He believes council should support community associations, community councils and community boards.

Cr Bryant believes there have been misconceptions and misinformation. Golden Bay has a higher level of representation, with a community board, two councillors and ready-access to the Mayor. Murchison/Lakes has only one Councillor and asked why they should pay when they don’t receive any benefit. Community councils do a similar amount of work as the community boards, often at huge personal cost.

**Moved Crs Bryant/Currie
CN08/06/21**

THAT Council fund the additional costs identified in the annual budgets of community boards in Golden Bay and Motueka by way of a targeted rate over each community board area.

A division was called for:

Cr Borlase – against

Cr Bryant – for

Cr Currie – for

Cr Dowler – against

Cr Edgar – for

Cr Ensor – for

Cr Glover – for

CARRIED 8:6

Cr Higgins – for

Cr Inglis – against

Mayor Kempthorne – against

Cr King – for

Cr Norriss – for

Cr Riley – against

Cr Wilkins – against

14 ADOPTION OF 2008/2009 ANNUAL PLAN AND PROPOSED FUNDING IMPACT STATEMENT

The agenda contained a report from Corporate Services Manager, Mr Staite, with a copy of the proposed 2008/2009 Funding Impact Statement to be included in Council's 2008/2009 Annual Plan. Mr Staite tabled a list of suggested cost savings.

Cr Norriss said it would be wrong for Council to accept a general rates increase over that which has been advertised and asked that the issue of the ASB Bank Aquatic Centre targeted rate be considered in next year's LTCCP review.

Cr King also supports the ASB Bank Aquatic Centre targeted rate being considered in next year's LTCCP review.

Mayor Kempthorne said there is an average increase of 8% or 9% for urban areas. All Councillors are aware of the effects it has on the community and want the rates increases to be kept as low as possible.

**Moved Crs Bryant/Edgar
CN08/06/22**

THAT:

- a) the funding impact statement as attached to the agenda, and as amended to include the increased funding for Nelson Tasman Tourism, exclusion of funding for the Headingly Centre, the increase to the Richmond Business Rate and cost savings and additional revenue, be adopted for the 2008/2009 year.
- b) Council adopts its 2008/2009 Annual Plan.
- c) the ASB Bank Aquatic Centre targeted rate be considered in next year's LTCCP review

CARRIED

15 SCHEDULE OF FEES AND CHARGES 2008/2009

A report contained in the agenda from Corporate Services Manager Mr Staite advised that as a result of annual plan submissions, the schedule of fees and charges incorporated within the 2008/2009 draft Annual Plan had been amended.

**Moved Crs Norriss/Enzor
CN08/06/23**

**THAT the Schedule of Fees and Charges, as attached to the report, as amended, be included in Council's 2008/2009 Annual Plan.
CARRIED**

16 SUBMISSION SCHEDULES

The agenda contained a report from Corporate Services Manager Mr Staite on the 2008/2009 draft Annual Plan submissions.

**Moved Crs Glover/Norriss
CN08/06/24**

**THAT Council confirms that all submissions received have either been incorporated within the final 2008/2009 Annual Plan, declined, or will be referred to a committee for further consideration.
CARRIED**

17 MACHINERY RESOLUTIONS

**Moved Crs Norriss/Dowler
CN08/06/25**

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

Easement

Dissel Ltd – cancellation of water easement on property at McCallum Road, Takaka.

Everbright Realty – RM050607 – easement in gross in favour of Council for right to drain water.

Deeds of Licence

Missys Café – Licence to Occupy unformed road for kerbside dining at Wakefield (previously Café Rhubarb).

Motueka Community House – Deed of Licence for premises at Decks Reserve, Motueka.

Deeds

McDonald & Brown Ltd – renewal of Deed of Lease, Motueka Wharf, Massey Street.

Motueka District Museum – renewal of Deed of Lease for Museum for 10 years.

K N Polglase – right of renewal for Deed of Lease at Blackbyre and Ranzau Roads.

George Head – Deed of Assignment of Lease S J & MM Floyd to G H Head.

Ray White Realty – Deed – occupy informed road being 4 carparks at Iwa Street, Mapua.

Merv Solly – Sollys Freight – renewal of Deed of Lease of old river bed, Roses Road, Takaka.

Telecom – Deed of Variation – variation to lease – existing antennas replaced with 9 new panel antennas & associated hardware.

Transfer Instrument

TDC – Weingut Seifried Ltd - transfer of land from TDC to Seifried.

Consent Form

K W H & F E McLean – RM920141 – variation of mortgage over land with a registered encumbrance to TDC.

Covenant

Raintree Trust – RM071149 – consent to construct two dwellings on property, covenant to ensure property won't be subdivided.

K E Steadman – RM071011 – consent for motorhome park – covenant to ensure property not subdivided.

Triple Gem Ltd – RM06097V1 – covenant for protection of native bush as part of subdivision consent.

Esplanade Strip Instrument

N L Macy – RM020445 – granting of esplanade strip in favour of Council.

Caveat

R C & E E Brown – RM080252 – withdrawal of redundant caveat for property at Teapot Valley Road.

Inglis Family Trust/Moutere Holdings – VRN 1956033100 – caveat holding two leasehold properties together.

Agreement

Motueka Recreation Centre – renewal of agreement to manage Recreation Centre at Motueka.

CARRIED

Mayor Kempthorne thanked Councillors and staff for the work undertaken for the annual plan process and closed the meeting at 2.54 pm.

Chair:

Date: