

# MINUTES

**TITLE:** Tasman District Council  
**DATE:** Thursday 20 August 2009  
**TIME:** 9.30 am  
**VENUE:** Council Chamber, 189 Queen Street, Richmond.

**PRESENT:** Mayor R G Kempthorne (Chair), Crs S G Bryant, T B King, S J Borlase, R G Currie, B F Dowler, J L Edgar, B W Ensor, G A Glover, M J Higgins, J L Inglis, T E Norriss, N Riley and E J Wilkins

**IN ATTENDANCE:** Chief Executive (P J Wylie), Community Services Manager (L L Kennedy) and Executive Assistant (T Cater)

## APOLOGIES

**Moved Crs Currie/Inglis  
CN09/08/16**

**THAT apologies for absence from Crs Borlase and Glover be sustained.  
CARRIED**

## 1 PUBLIC FORUM

Golden Bay Community Board member, Carolyn McLellan, was in attendance and spoke about the Integrated Management Group which is health group in Golden Bay.

Golden Bay Community Board member, Mr Joe Bell, said that the Golden Bay Medical Centre is very important to Golden Bay. He said the Golden Bay Community Board supports the need for a Local Government Commission study, in regard to the Chief Executive's report attached to the agenda.

Peter Foster was in attendance on behalf of Golden Bay St John Area Committee, in regard to the Medical Centre. He said there is strong interest in development and St John are looking at three possible sites. He tabled a report regarding the relationship between Southland District Council, Community Boards and Community Development Areas.

Harry Holmwood, member of the Golden Bay Community Board, requested the Golden Bay Medical Centre Trust report comes out of committee for public discussion. Mr Holmwood also requested a copy of the report. Golden Bay Medical Centre Trust's lawyer, Tim Harley from Glasgow Harley, tabled a chronology of the history of Golden Bay Medical Centre Trust.

**2 CONFIRMATION OF MINUTES**

**2.1 Full Council (LTCCP Hearings) 11 May 2009**

**Moved Crs Inglis/Edgar  
CN09/08/17**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 11 May 2009 containing resolution CN09/05/01 be confirmed as a true and correct record.  
CARRIED**

**2.2 Full Council (LTCCP Hearings) 12 May 2009**

**Moved Crs Wilkins/Riley  
CN09/08/18**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 12 May 2009 containing resolution CN09/05/02 be confirmed as a true and correct record.  
CARRIED**

**2.3 Full Council (LTCCP Hearings) 13 May 2009**

**Moved Crs Edgar/Norriss  
CN09/08/19**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 13 May 2009 containing resolution CN09/05/03 be confirmed as a true and correct record.  
CARRIED**

**2.4 Full Council (LTCCP Hearings) 14 May 2009**

**Moved Crs Ensor/Higgins  
CN09/08/20**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 14 May 2009 containing resolution CN09/05/04 be confirmed as a true and correct record.  
CARRIED**

**2.5 Full Council (LTCCP Hearings) 18 May 2009**

**Moved Crs Inglis/Wilkins  
CN09/08/21**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 18 May 2009 containing resolution CN09/05/05 be confirmed as a true and correct record.  
CARRIED**

**2.6 Full Council (LTCCP Hearings) 19 May 2009**

**Moved Crs Edgar/Riley  
CN09/08/22**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 19 May 2009 containing resolutions CN09/05/06 be confirmed as a true and correct record.  
CARRIED**

**2.7 Full Council (LTCCP Hearings) 20 May 2009**

**Moved Crs Norriss/Edgar  
CN09/08/23**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 20 May 2009 containing resolution CN09/05/07 be confirmed as a true and correct record.  
CARRIED**

**2.8 Full Council (LTCCP Hearings) 21 May 2009**

**Moved Crs Riley/Ensor  
CN09/08/24**

**THAT the minutes of the Full Council (LTCCP Hearings) held on 21 May 2009 containing resolutions CN09/05/08 to CN09/05/09 be confirmed as a true and correct record.  
CARRIED**

**2.9 Full Council – 28 May 2009**

The resolutions for meetings of 28 May, 30 June and 4 August as noted on the agenda, were amended to show the correct dates.

**Moved Crs Norriss/Dowler  
CS09/08/25**

**THAT the minutes of the Full Council meeting held on 28 May 2009 containing resolutions CN09/05/10 to CN09/05/17 be confirmed as a true and correct record.  
CARRIED**

**2.10 Full Council – 30 June 2009**

**Moved Crs Norriss/Inglis  
CS09/08/26**

**THAT the minutes of the Full Council meeting held on 30 June 2009 containing resolutions CN09/06/32 to CN09/06/39 be confirmed as a true and correct record.**

**CARRIED**

**2.11 Full Council (Dog Control By-Law) – 4 August 2009**

**Moved Crs Norriss/Ensor  
CS09/08/27**

**THAT the minutes of the Full Council (Dog Control By-Law) meeting held on 4 August 2009 containing resolutions CN09/08/01 to CN09/08/15 be confirmed as a true and correct record.**

**CARRIED**

**3 REPORTS**

**3.1 Mayor's Report**

Mayor Kempthorne was in attendance to speak to his report contained within the agenda which provided an outline of mayoral activity during June and July 2009.

Mayor Kempthorne circulated a booklet from Fujimi students and teachers. He also circulated some information about Wind Energy.

He said Cr King is going to be working alongside Nelson City Council for the Rugby World Cup.

Mayor Kempthorne said at the Local Government Conference (Regional Affairs Committee) they discussed having local government input on the land and water forum. He said that either himself or Cr King will be part of that Forum.

**Moved Mayor Kempthorne/Wilkins  
CN09/08/28**

**THAT the Mayor's Report dated 13 August 2009 be received.**

**CARRIED**

**3.2 Ratification of Dog Control By-Law**

The Ratification of Dog Control-By Law report contained within the agenda sought for Council's approval to ratify the "Amended Draft Consolidated Dogs 2009" and "Amended Draft Consolidated Bylaw Chapter 2: Dog Control 2009".

Both these documents were attached to the agenda.

Cr Higgins said the hearing went remarkably well and the outcome was good. Cr Riley said that there were a number of comments from submitters regarding birdlife and he has received a full documentation from Department of Conservation regarding birds and their existing population.

**Moved Crs Norriss/Ensor  
CN09/08/29**

**THAT the Tasman District Council, ratifies the “Amended Draft Policy on Dogs 2009” as attached in Appendix 1, and “Amended Draft Consolidated Bylaw Chapter 2: Dog Control 2009” as attached in Appendix 2, and that the draft amended Policy and Bylaw be adopted by Council and come into force on 12 September 2009.**

**CARRIED**

### **3.3 Community Boards and Resident Associations**

Mayor Kempthorne presented his report which outlined the relationship between Southland District Council, Community Boards and Community Development Areas (CDAs). He said the relationship between the Tasman District Council and Golden Bay and Motueka Community Boards have been inadequate.

He said Mr Wylie and himself were invited to visit Southland to see for themselves how the Council related with their Community Boards and Community Development Areas.

Discussions followed regarding Community Boards and CDAs.

Mr Wylie said the system in Southland is very different than Tasman District Council. The CDAs and Community Boards are based on townships, not based on wards and whole areas.

The Mayor said there are very few complaints between Tasman District Council and CDAs.

Mr Joe Bell from Golden Bay Community Board said he supports the initiative and said it was positive. He said that both Community Boards have been diligently fulfilling their LGA s52 roles. He tabled a report. He said he was disappointed with the timeline in the recommendation as they have been seeking delegation since 1998. He said a copy of the extract from Southland District Council will be circulated.

Mr David Ogilvie, Chair of Motueka Community Board, acknowledges the initiative. The general intention regarding efficiency and effectiveness is quite clear. He said they were willing to engage in the process. He noted three general issues which were governance, various functions and funding which will lead to quite a considerable debate.

Simon Blakemore, Chair of Murchison Community Council, said that they endured the representation review and they did want to become a board as they did not want the added responsibility and are not prepared to give the time and a budget to spend. He said the relationship between the community council and council works well and does not see a need for change. Mr Blakemore said the community council were basically all volunteers.

Helen Bibby, Vice Chairperson from Mapua Community Association, said they are a vibrant group who are elected volunteers. She said they have good liaison with Council and there is always one councillor at each meeting. She said there is good communication with Council staff and staff will meet with the group if they make appointments. She said they support this initiative being investigated but are pleased with the situation between Council at present.

Ewan Griffiths from Tasman Community Association said their group is happy to volunteer time and to help improve the local area. He said they have a very good relationship with Tasman District Council. He noted that they do not necessarily want to be part of setting rates.

Cr King said that the key point is moving forward.

Cr Dowler said that when he was on the community board there was not much conflict and thinks the targeted rate has caused a lot of this conflict.

Cr Higgins said that the Richmond Community Forum said that they have a good relationship amongst themselves and they are a good sounding board for issues.

Cr Bryant asked if there is any need to consult with the Community Associations as they seem to be quite happy and do not want to change. The Mayor said Council should investigate if there needs to be any change.

Cr Riley said that both the Motueka and Golden Bay Community Boards do a good job. He supports what the Council is doing.

Moved Crs King/Norriss  
CN09/08/24

THAT the Council asks the Chief Executive and Managers to examine these issues and report back to Council with suggested changes, with a view that any significant changes be incorporated for the next term of Council. Communication with Community Boards and Association Chairs should be carried out as part of these considerations.

There was an amendment to the recommendation:

**Crs Edgar/Bryant  
CN09/08/**

**THAT the words “and Councillors” be added into the original motion.  
CARRIED**

Cr King had a right of reply and said he hoped that each area is looked at differently and if a community board is the desired outcome. He said it was a case of looking at the whole district.

**Moved Mayor Kempthorne/Norriss  
CN09/08/**

**THAT the Council asks the Chief Executive and Managers to examine these issues and report back to Council with suggested changes, with a view that any significant changes be incorporated for the next term of Council. Communication with Community Boards, Association Chairs and Councillors should be carried out as part of these considerations.**

**CARRIED**

### **3.4 Amalgamation Petition – Interim Report**

Chief Executive Officer, Mr P Wylie, spoke to his report included in the agenda which outlined a petition from Mr Aldo Miccio, calling for the union of the Tasman District Council and Nelson City Council.

Mayor Kempthorne said there are quite a few areas of miscommunication from our community that needs clarification.

Moved Crs Bryant/Edgar  
CN09/08/31

THAT the Council request staff to report back as soon as possible on the likely cost that will be associated with responding to the amalgamation petition.

There was an amendment to the recommendation:

**Moved Crs Bryant/Edgar  
CN09/08/**

**THAT the words “and to inform the community on factual answers to questions raised in a timely manner” be added into the original motion.**

**CARRIED**

**Moved Mayor Kempthorne/Cr Norriss  
CN09/08/**

**THAT the Council request staff to report back as soon as possible on the likely cost that will be associated with responding to the amalgamation petition and to inform the community on factual answers to questions raised in a timely manner.**

**CARRIED**

### **3.5 Golden Bay Medical Centre**

The Mayor noted that although this report was in the confidential section of the agenda, it could be dealt with in the open meeting.

Mr Wylie spoke to the report contained in the agenda which considered further aspects regarding the disposal of the Golden Bay Medical Centre property.

**Moved Crs Norriss/Riley  
CN09/08/32**

- 1 THAT the report regarding the Golden Bay Medical Centre property dated 10 July 2009 be received.**
- 2 THAT notice of an intention be given to undertake a boundary adjustment to incorporate the land at the rear of 189 Commercial Street into that property.**
- 3 THAT the balance of the land at after the boundary adjustment referred to in (2) be marketed with 185 Commercial Street, with the balance of the loan on that property being deducted from any sale proceeds.**

**CARRIED**

**5 STUDENTS AGAINST VIOLENCE EVERYWHERE (SAVE)**

This group sent an apology and will come to a future meeting.

The meeting concluded at 12.20 pm

Chair:

Date: