

MINUTES

TITLE: Tasman District Council
DATE: Thursday 22 July 2010
TIME: 9.30 am
VENUE: Council Chamber, 189 Queen Street, Richmond

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

IN ATTENDANCE: Chief Executive (P Wylie), Environment and Planning Manager (D Bush-King), Engineering Manager (P Thomson), Transportation Manager (G Clark), Development Engineer (D Ley), Administration Officer (J A Proctor)

APOLOGIES

Moved Crs Norriss/Edgar
CN10-07-01

THAT apologies from Cr Borlase and Cr Inglis for absence and Cr King for lateness be received by the Tasman District Council.

CARRIED

1 PUBLIC FORUM

1.1 Mr J Hurley

Mr Hurley spoke about the Hope Domain issue and wished for the matter to be drawn to the attention of Council.

2 CONFIRMATION OF MINUTES

2.1 Tasman District Council – 30 June 2010

Moved Crs Glover/Riley
CN10-07-02

THAT the minutes of the Tasman District Council meeting held on 30 June 2010 containing resolutions CN10-06-36 to CN10-06-45 be confirmed by the Tasman District Council.

CARRIED

3 FUJIMI-MACHI GROUP

Elaine Henry and Neville Cardiff gave a PowerPoint presentation about their trip to Fujimi-machi earlier this year. They spoke of the possible economic benefits to the Tasman District as a result of developing a closer relationship with Fujimi-machi and its people, and thanked Council for its ongoing support.

4 CITIZENSHIP CEREMONY

Mayor Kempthorne officiated at the citizenship ceremony which was held for the following people:

Mr Peter Alspach	Mr Robert Cyril Ashburner
Mr Calvin Daw	Mrs Karen Daw
Master Andrew Michael Daw	Miss Pamela Joy Jenkins
Mr Peter Anthony Russell	Mrs Gillian Russell
Mr Phillip Kenneth Russell	Mr Thomas Robert Russell
Mr Pelefoti Siaki	Ms Pauline Ann Wright
Mr David John Letsche	Ms Catherine Zengenene

Pupils from Hope School sang the National Anthem and played a medley of songs and then joined Mayor Kempthorne, councillors and new citizens for morning tea.

5 NELSON REGIONAL ECONOMIC DEVELOPMENT AGENCY

Cr King arrived at the meeting at 10.50 am.

Bill Findlater and Robyn Reid gave a PowerPoint presentation covering the review of the 2006 Nelson Tasman Regional Economic Development Strategy. The Nelson Tasman Regional Economic Development Strategy Review 2010 document was tabled.

Mayor Kempthorne thanked Robyn Reid on behalf of Council for her work with the Nelson Regional Economic Development Agency, and wished her well in her new endeavours.

6 MINISTER OF FISHERIES AND AQUACULTURE PRESS RELEASE

Environment and Planning Manager, Mr Bush-King spoke about the media release from the Hon Phil Heatley, Minister of Fisheries and Aquaculture dated 22 July 2010 titled "Government Outlines Next Steps in Aquaculture Reform".

7 NELSON TASMAN CYCLEWAYS TRUST

Chris Allison, Trustee and Stuart Hughes, Chairman of the Nelson Cycle Trails Trust gave a PowerPoint presentation to the Council regarding the New Zealand Cycle Trail.

8 REPORTS

8.1 Tasman Cycle Trail Report – RCN10-07-04

Development Engineer, Mr Ley spoke to the report contained in the agenda.

The purpose of the report was to update the Council on the progress and forward work required to implement the Tasman Cycle Trail.

A discussion ensued regarding maximising the economic benefits of the proposed trail to the Region.

Cr King left the meeting at 12.25 pm.

Cr Dowler left the meeting at 12.38 pm.

The meeting adjourned at 12.39 pm.

The meeting resumed at 1.18 pm.

Cr King and Cr Dowler returned to the meeting at 1.18 pm.

It was requested that staff provide Council with a detailed report on the construction process upon completion of Stage 1 of the project.

Moved Crs Glover/Edgar CN10-07-03

THAT the Tasman Cycle Trail report RCN10-07-04 be received by the Tasman District Council.

THAT the Chief Executive, Tasman District Council be instructed to prepare a Memorandum of Understanding between the Tasman District Council and the Nelson Cycle Trails Trust for the project management, and ongoing maintenance of the Tasman Cycle Trail Stage 1 and report back to Tasman District Council.

THAT the Tasman District Council be the financial controllers for the Ministry of Tourism grant of \$2,630,000 (GST exclusive), including the Tasman share of \$2,145,911 (GST exclusive) and Nelson share of \$484,089 (GST exclusive).

THAT the Engineering Department oversees the construction of the Tasman Cycle Trail – Stage 1 and report back to Tasman District Council.

THAT the commitment by Tasman District Council of \$941,320, over three financial years (July 2010 to June 2013), be confirmed.

CARRIED

8.2 Mayor's Report – RCN10-07-01

Mayor Kempthorne spoke to the report contained in the agenda.

The purpose of the report was to update Council with various issues. The Mayor provided further details relating to the meeting held on 31 May 2010 with Mr Kerr and Ms O'Donnell.

**Moved Crs Norriss/Riley
CN10-07-04**

**THAT the Mayor's report RCN10-07-01 be received by the Tasman District Council.
CARRIED**

8.3 Machinery Resolutions

**Moved Crs Norriss/Currie
CN10-07-05**

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

LEASES

**PR & BA Sykes, 21902L1, 10 yr renewal and 10 yr ROR to 2030 for Riverview campground Murchison
Golden Kids Learning Centre, 11903L2, 5 + 5 yrs ROR child care centre lease at 88 Commercial Street Takaka, as accepted by the GB Community Centre Management Group
Brightwater Playcentre, 31943L2, 15 yr lease for playcentre at Brightwater Miles and Stephanie Dreney, 51302L, Café lease in Richmond Library 3 + 3 + 3 term
CBH/ROR property holdings & Tasman Ltd, Deed prepared as part of agreement to settle a DC dispute**

COVENANT

**Anahata Retreat Limited, RM100045, Covenant pursuant to Section 108
R Boizard, RM100033, Covenant pursuant to Section 108 for a second dwelling to be constructed on the title
P & Y Camp, RM100148, Covenant that the authorised dwelling will not be extended or used as a reason for future subdivision, and shall be used for family and friends only
Kukuruku Beach Carbon Forest Ltd, RM100081, Covenant required as a condition of Resource consent for a second dwelling on rural land
K R Millward & P M Millward, RM100355, Resource consent to replace a second dwelling at 331 Fardner Valley Road
C Webby & B Hill, RM090530, Covenant required as a condition of Resource consent**

EASEMENT

Christine Griffith, RM080690, TDC has a caveat over Lot 1 DP422153 and RM080690 - conditions required registration of the electricity easement over the new allotment

Tasman District Council, Variation to existing ROW, easement over Nelson Diocesan Trust land to access Wakefield Reservoir

Tasman District Council, Creation of power easement to service Wakefield Reservoir

L G Maas, RM041267, Required for easement in gross to TDC for sewer

BANK FACILITY

Tasman District Council, N/A, to approve a 3 month banking facility

BOND

Tasman District Council, N/A, to approve a 3 month banking facility

CBH Ltd, DC Bond as part of agreement to carry on discussion in lieu of court action

BYLAW

TDC, Bylaw Reviewed - Trading in Public Places 2010

LICENSE

Goldpine-Aniseed Ltd, 50000L1, Goldpine Carparking at 290 Queen Street - Main TDC Carpark - 4 year renewal

Ra's Café - A & P Johnson, 50415L1, License to occupy outdoor dining

CARRIED

**8.4 Tasman District Council Resolution CN10-06-11
Report RCN10-07-03**

Chief Executive, Mr Wylie spoke to the report contained in the agenda.

The purpose of the report was to discuss the possible rescinding of the Tasman District Council resolution CN10-06-11.

**Moved Crs Glover/Higgins
CN10-07-06**

THAT the Tasman District Council resolution CN10-06-11 of 9 June 2010 be rescinded by the Tasman District Council.

CARRIED

8.5 Attendance at Local Government New Zealand 2010 AGM – Report RCN10-07-07

Chief Executive, Mr Wylie spoke to the report contained in the agenda.

The purpose of the report was to appoint Council delegates to the Local Government New Zealand 2010 AGM.

**Moved Crs Ensor/Edgar
CN10-07-07**

**THAT the Tasman District Council appoint Mayor Richard Kempthorne as its voting delegate at the Local Government New Zealand 2010 AGM and confirms the appointment of the Chief Executive, Paul Wylie, as the Mayor's alternative, and as a delegate to attend the Local Government New Zealand 2010 AGM.
CARRIED**

8.6 Tapawera Event – Report RCN10-07-09

Environment and Planning Manager, Mr Bush-King and Engineering Manager, Mr Thomson spoke to the report contained in the agenda.

The purpose of the report was to brief Council on the rainfall and storm event that occurred in Tapawera on Sunday 16 May 2010 which did not eventuate in a declared civil defence emergency but an Emergency Operations Centre was activated and landslips did result in evacuations and much damage to roads and private properties.

It was stated that the meeting held in Tapawera on 21 July 2010 and attended by property and forestry owners, Mayor Kempthorne, a number of councillors and Council staff had been effective in resolving some issues. Discussions were still ongoing between staff and property owners.

**Moved Crs Bryant/Norriss
CN10-07-08**

**THAT the report Tapawera Event – Report Back RCN10-07-09 be received by the Tasman District Council.
CARRIED**

8.7 Tasman District Council Appointed Trustee to the Board of the Golden Bay Medical Centre Community Trust Report – RCN10-07-06

Chief Executive, Mr Wylie spoke to the report.

The purpose of the report was to provide councillors with background on the recent process involved with appointing a Council Trustee to the Golden Bay Medical Centre Community Trust Board.

**Moved Crs Riley/Bryant
CN10-07-09**

THAT the Tasman District Council notes the process used for appointing the Council Trustee to the Golden Bay Medical Centre Community Trust Board and confirms the appointment of Mik Symmons to the position of Council Trustee to that Board.

CARRIED

9 RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs Edgar/Ensor
CN10-07-10**

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

Coastal Erosion – Jakkett Island
Wastewater Services

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
Coastal Erosion – Jakkett Island	Good reason to withhold exists under section 7	Section 48(1)(a)
Wastewater Services	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 6 or 7	Section
Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	Section 7(2)(i)
Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities	Section 7(2)(i)

CARRIED

(Refer to Confidential Minute Book, resolution numbered CN10-07-11 to CN10-07-12)

10 RESOLUTION TO RESUME PUBLIC MEETING

**Moved Crs Glover/Wilkins
CN10-07-13**

THAT public meeting be resumed.

The meeting concluded at 2.27 pm.

Date Confirmed:

Chair: