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**MINUTES**  
of the  
**FULL COUNCIL MEETING**  
held  
**9.30 am, Thursday, 12 December 2019**  
at  
**Tasman Council Chamber, 189 Queen Street, Richmond,  
Richmond**

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**Present:** Mayor T King, Councillors S Bryant, C Butler, M Greening, C Hill, K Maling, C Mackenzie, D McNamara, D Ogilvie, T Tuffnell, A Turley, T Walker and D Wensley

**In Attendance:** Chief Executive (J Dowding), Community Development Manager (S Edwards), Corporate and Governance Manager (M Drummond), Engineering Services Manager (R Kirby), Environment and Planning Manager (D Bush-King), Chief Information Officer (S Manners), Golden Bay Community Board Member (G Knowles) and Executive Assistant to the Mayor (R L Scherer)

**Part Attendance:** Principal Legal Advisor (L Clark), Strategic Policy Manager (S Flood), Finance Manager (M McGlinchey), Environmental Information Manager (R Smith) and Kaihautu (T Carkeek)

## **1 OPENING, WELCOME**

Mayor Tim King welcomed everyone to the meeting. He noted the location of the emergency exits and the assembly point during an emergency event.

Mayor King invited the Council's Kaihautu, Te Waari Carkeek to open the meeting with a karakia.

## **2 APOLOGIES AND LEAVE OF ABSENCE**

**Moved Cr Hill/Cr Walker**

**CN19-12-1**

**That apologies from Councillor Claire Hutt and for lateness from Councillor David Ogilvie be accepted.**

**CARRIED**

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### 3 PUBLIC FORUM

Sky Davies and Gillian Bishop spoke on behalf of the **Tasman Environment Trust**. Ms Davies used a powerpoint presentation to provide an overview of the Trust's work. She outlined the Trust's objectives and its efforts at providing a regional conversation hub for all environmental matters in Nelson and Tasman. Ms Davies noted that the Trust's main focus was on protecting land outside of the public conservation estate. She acknowledged the Council's contribution to the Trust's work.

*Councillor Wensley joined the meeting at 9.35 am.*

**Kevin Moran** congratulated the new councillors on their election. Mr Moran spoke about his concerns regarding the presence of nitrates in the Te Waikoropupu Springs which he believes are caused by the effects of dairy farming in Golden Bay.

Mr Moran suggested that the Council is not fulfilling its legal duty to maintain the springs. He spoke about the testing programme for nitrates and urged the Council to quickly address the issue. He suggested that the Council should increase its testing programme and gain an independent evaluation of the current testing regime. Mr Moran urged the Council to stop one industry sector dumping its pollution into the back yard of others.

**Iona Jelf** also congratulated the new councillors on their election. Ms Jelf spoke about the proposed introduction of 5G technology and the microwave radiation associated with wireless technology. Ms Jelf spoke about the international opposition to 5G technology which she believes is a contravention of human rights.

**Leslie Azzis** spoke about both the Te Waikoropupu Springs and the introduction of 5G technology. Ms Azzis conveyed her own fear, worry and anger over climate change and suggested that there was an ever reducing margin of action and time for the world to address these issues. Ms Azzis asked the Councillors to ponder on climate change over the festive season. She spoke about the Extinction Rebellion group's recent hunger strike in Motueka. She told the Council that it was time for them to be visionary, compassionate and brave leaders.

**Sunshine Appleby** spoke about her concerns as both a New Zealand citizen and voter regarding 5G technology. Ms Appleby noted her understanding of the separation between central and local government, but suggested that the Council needs to take heed of its agreement to protect the health and safety of its ratepayers. Ms Appleby said that she believed that not enough research had been done about the dangers of 5G technology.

*Cr Ogilvie joined the meeting at 10.03 am.*

**Martyn Barlow** spoke on behalf of the Mapua Boat Club. He referred to the report being presented to the Council at today's meeting. He stressed that the Boat Club is not asking the Council for consent to build a boat ramp or to fund any of it, rather it is asking for landowner approval to lodge a consent. He said that there was no reason that the Council, as the landowner, could not give their approval for the Boat Club to lodge a consent. Mr Barlow acknowledged the Council's plans to investigate a regional boat ramp but said that if a regional boat ramp is not sited in Mapua, the Boat Club will continue to seek a local ramp for the Mapua community. He said that the right engineering design would allow the proposed ramp to be built at the Mapua Waterfront Park. He noted that the Mapua and Districts Community Association supports the boat club's endeavours for a community boat ramp. Mr Barlow also tabled a document from the Tamaha Sea Scouts in support of the Boat Club's application to lodge a consent.

**Mike Crehan** spoke as a resident of Mapua. He told the meeting that he strongly supports the Mapua Boat Clubs request for the Council to approve, as landowner for the Boat Club to lodge a consent for a boat ramp at Mapua. Mr Crehan suggested that the Mapua Waterfront Park is

freehold land owned by the Council and is not subject to S138 of the Act. He suggested that the Mapua Boat Club could be given a licence to occupy the land if a boat ramp at the Waterfront Park is successful.

**Mike Kininmonth** spoke in support of a community boat ramp at Mapua Waterfront Park. He also asked the Council to consider the future needs of the Tamaha Sea Scouts who also want a boat ramp at the Waterfront Park.

**David Sissons** spoke on behalf of the Waimea Inlet Coordination Group. Mr Sissons provided a powerpoint presentation to highlight the work the group is doing. Mr Sissons noted that fine sediment, including silt from forestry logging operations is one of the largest issues for the health of the Waimea Inlet. He noted that the group was pleased to see that the Council had introduced new erosion and sediment guidelines. Mr Sissons spoke about the impact of ex-Cyclone Fehi which he believes provided a foretaste of sea level risk in the District. He urged the Council to work more closely with Nelson City Council on climate change issues. Mr Sissons thanked the Council for their continuing support and acknowledged the Council's Reserves team who, he believes, have been doing an amazing job to protect the Waimea Inlet.

#### **4 DECLARATIONS OF INTEREST**

Nil

#### **5 CONFIRMATION OF MINUTES**

**Moved Cr Wensley/Cr Turley  
CN19-12-2**

**That the minutes of the Full Council meeting held on Thursday, 7 November 2019, be confirmed as a true and correct record of the meeting.**

**CARRIED**

#### **6 PRESENTATIONS**

Nil

#### **7 REPORTS**

##### **7.1 Mapua Waterfront Park - Landowner Consent Boat Ramp**

Community Development Manager, Susan Edwards and Engineering Services Manager, Richard Kirby spoke to the report which was taken as read.

Ms Edwards clarified Section 138 of the Local Government Act previously referred to during the Public Forum. She noted that this section of the Act covers Council land, but not Council land covered under the Reserves Act, which applies to the Mapua Waterfront Park.

Cr McNamara proposed an alternative resolution which was seconded by Cr Tuffnell as follows:

**agrees to permit the Mapua Boat Club to proceed with the resource consent application for the development of a boat ramp on the Mapua Waterfront Park.**

The Council discussed the alternative resolution. In his right of reply, Cr McNamara stressed that the resolution was simply granting the Council's permission, as landowner to apply for a resource consent. This approval does not cover the landowner consent for a boat ramp to be constructed on the Waterfront Park or for a licence to occupy to be granted. It also does not

imply that the Council will provide any funding towards the project as the Boat Club have indicated that they are not requesting any Council funding.

**Moved Cr McNamara/Cr Tuffnell**

**CN19-12-3**

**That the Full Council:**

- 1. receives the Mapua Waterfront Park - Landowner Consent Boat Ramp Report RCN19-12-1; and**
- 2. agrees to permit the Mapua Boat Club to proceed with the resource consent application for the development of a boat ramp on the Mapua Waterfront Park.**

**CARRIED**

**7.2 Tasman District Council Annual Plan 2020/2021**

Strategic Planning Manager, Sharon Flood and Finance Manager, Matt McGlinchey spoke to the report contained in the agenda. They noted the supplementary report which had been delayed because staff had met with the Council to discuss the Annual Plan after the agenda had been published.

The Councillors discussed the proposed resolution with some opposing the motion to not consult with the community on the Annual Plan 2020-2021. It was suggested that with a number of new Councillors the Council needs to listen to the ratepayers. It was also suggested that the number of changes in the plan justify consultation and that the Council needs to review some of the funding for its proposed programme of work.

However, it was also noted that the forthcoming review of the Long Term Plan 2021-2031 commences in 2020 and that is the appropriate time to consult with the community on the Council's work programmes.

The Mayor asked for a show of hands and the resolution was passed.

**Moved Deputy Mayor Bryant/Cr Mackenzie**

**CN19-12-4**

**That the Full Council**

- 1. receives the Tasman District Council Annual Plan 2020/2021 report RCN19-12-2; and**
- 2. agrees that the proposed changes to the capital programme, debt levels and rates for 2020/2021, compared to those set out in Year 3 of the Long Term Plan 2018-2028 are not significant or material; and**
- 3. agrees not to produce a Consultation Document or formally consult on the Annual Plan 2020/2021; and**
- 4. notes that staff will prepare communications material on the Annual Plan including rates, debt and major projects; and**
- 5. notes that a final Annual Plan 2020/2021, and rates resolution will be brought to the Council meeting on 28 May 2020 for consideration and adoption; and**

6. notes that the Statement of Proposal for the Proposed Schedule of Fees and Charges for 2020/2021 will be presented to the 13 February 2020 Council meeting for adoption for community consultation and submissions.

**CARRIED**

### **7.3 Draft Kingsland Forest Plan**

Senior Policy Adviser, Alan Bywater presented the report which was taken as read. Mr Bywater noted that there had been one minor change to the submission form to ensure the Council received the best possible feedback on the proposal. The submission form will be circulated to the Council before it is released to the public.

There were no questions and the Councillors congratulated Mr Bywater on a very well presented plan.

**Moved Cr McNamara/Cr Turley**

**CN19-12-5**

**That the Full Council:**

1. receives the Draft Kingsland Forest Plan report RCN19-12-3; and
2. approves the Draft Kingsland Forest Plan (Attachment 1) as the basis for public consultation in accordance with Section 82 of the Local Government Act 2002; and
3. agrees that the Draft Kingsland Forest Plan will be publicly notified on 18 December 2019 and that submissions will close on 6 March 2020; and
4. notes that the appendices to the Draft Kingsland Plan (Attachment 2) will be published on the Council's website; and
5. delegates to the Mayor and Chief Executive Officer approval of any minor editorial amendments prior to the Draft Kingsland Forest Plan being finalised for public consultation; and
6. appoints Cr Tuffnell as the Chairperson, and Councillors Ogilvie, Mackenzie, Maling and Walker to the Hearing Panel to consider any submissions to the Council's Kingsland Plan, with the Chair having authority to appoint replacement members in the event of non-attendance for any reason, and the Panel having the power to recommend any changes to the Plan to the Strategy and Policy Committee; and
7. notes the hearing panel will report back to the Strategy and Policy Committee on 21 May 2020.

**CARRIED**

### **7.4 Rating Review - Separately Used or Inhabited Parts of a Rating Unit (SUIPs)**

Mr McGlinchey, Corporate and Governance Services Manager, Mike Drummond and Revenue Accountant Kelly Kivimaa Schouten presented the report which was taken as read.

In response to a question about legal advice the Council had received regarding the issue of separately used or inhabited parts of a rating unit, Mr Drummond confirmed that staff had received a range of legal advice which they had presented at the recent Council briefing. Mr

Drummond explained that it had not been practical or possible to create a definition of a SUIP that would focus on licences to occupy with the intention to bring a level of fairness and equity for retirement homes. He advised that staff would need to take separate legal advice on that matter and would be happy to do so, but that this would incur extra cost.

Mr Drummond stressed the need to make a decision on this issue at today's meeting as Quotable Value would not be able to provide property information in time for the draft revenue and financing policy which will be consulted on as part of the Long Term Plan.

In response to a question, Mr Drummond agreed that if the proposed policy is approved by the Council, funding will be required to resource the ensuing work stream. Mr Drummond suggested that this resourcing would require the appointment of at least one new full time position in the Council's rating department.

It was suggested that the policy could have a negative impact on farming operations where some farm workers are provided with housing as part of their salary. Mr Drummond confirmed that the proposed work would only consider the number of dwellings on a property.

In summarising the discussion, the Mayor noted that the proposed policy would discourage future housing intensification and could potentially impose extra cost on some ratepayers.

Mr Drummond confirmed that sufficient funding for the proposed work by Quotable Value was available in current budgets.

**Moved Cr Mackenzie/Cr Bryant:**

**CN19-12-6**

**That the Full Council**

- 1. receives the Rating Review - Separately Used or Inhabited Parts of a Rating Unit (SUIPs) report RCN19-12-4; and**
- 2. agrees not to incur any further expenditure on a fixed charge rating review; and**
- 3. agrees not to engage Quotable Value Limited to determine the likely number of SUIPs in the District; and**
- 4. notes that this means a review of fixed charge rating involving SUIPs could not practically be implemented for the 2021-2031 Long Term Plan.**

**CARRIED**

Cr Wensley asked that her vote against the motion be recorded in the minutes.

*The meeting adjourned at 10.30 am and resumed at 10.45 am*

## **7.5 2019 Policy on the Appointment of Directors and Trustees to Council Organisations**

Mr Drummond presented the report which was taken as read. He explained that the new policy included two changes, one as a result of the Local Government Amendment Act which includes councils giving appropriate consideration to Māori when appointing directors. The other change relates to governance advice from the Officer of the Auditor-General regarding the appropriateness of appointing elected members to boards of CCTOs. Mr Drummond emphasised that the Council needs to make a decision on this policy today so that the Council can facilitate the recruitment for the Council appointed Directors for Nelson Airport and Port Nelson before the end of 2019.

In response to a question, Mr Drummond confirmed that the new policy does not allow for

elected members to be eligible for appointment to Council organisations. He noted that the new policy is consistent with the policy on the appointment of Directors and Trustees adopted by Nelson City Council.

In response to a question about negative impacts that past Council appointments may have had on external Boards, Mr Drummond said that some other councils had commented that there were some appointments where the elected members did not contribute to the outcomes the particular council was seeking.

The meeting discussed the advantages and disadvantages of the proposed resolution. It was agreed that the Council's trading organisations are large businesses and success is vital for economic prosperity of the region.

Cr Wensley moved an amendment to the resolution to delete section 5.6 of the policy which states that no elected member of council can be appointed to a Council organisation. Mayor King supported the amendment.

In response to a question regarding clarification of the proposed amendment to the resolution, Mr Drummond confirmed that if the amended resolution is accepted section 5.2 would still be included in the policy. Mr Drummond read section 5.2 which states:

### **5.1 Process for Appointment of Directors/Trustees**

5.2.1 The Chief Executive, and/or delegate of the Chief Executive and the Mayor will:

- notify elected members of the vacancy in a timely manner; and
- meet with the Chairperson of the Organisation's Governing Board to discuss specific requirements (including whether the appointment is necessary) and to consider whether there is any need for any variation of procedure, under Section 5.6 of this policy; and
- retain a recruitment consultant to advertise the vacancy and develop a list of candidates; and
- decide on the composition of the interview panel, to include the relevant Board Chairperson or representative.

5.2.2 The Chief Executive or the Mayor will include any persons recommended by Council on the list of candidates.

5.2.3 The Recruitment Consultant shall, in consultation with the interview panel, prepare a short list of candidates, assist with any interview process and carry out reference checks of persons on the list of candidates, having regard to the criteria listed in Section 5.1 above.

5.2.4 The interview panel will conduct interviews on the short list of candidates and recommend a preferred candidate (or in the case of multiple vacancies, candidates) to the Council through the Chief Executive.

5.2.5 Council will make the final decision to appoint Directors/Trustees, on the recommendation of the interview panel.

**Moved Cr Wensley/Mayor King**

**That the Full Council**

**CN19-12-7**

1. receives the 2019 Policy on the Appointment of Directors and Trustees to Council Organisations report, RDCN19-12-5; and
2. adopts the 2019 Policy on the Appointment of Directors and Trustees to Council Organisations (Attachment 1) subject to the removal of section 5.6 which states no elected member of the Council can be appointed to Council organisations.

**CARRIED**

Cr Greening asked that his vote against the motion be noted in the minutes.

### **7.6 Exchange of Unformed Road - Moutere Highway**

Programme Leader - Property Transactions, Rob Cant tabled the report which was taken as read. There were no questions.

**Moved Cr Maling/Cr Turley**

**CN19-12-8**

**That the Full Council:**

1. receives the Exchange of Unformed Road - Moutere Highway report RCN19-12-6; and
2. approves the acquisition, subject to the Minister for Land Information's approval, of the land parcels shown in blue and green on the attached plan "B", pursuant to Sections 17 and 114 of the Public Works Act; and
3. consents under Section 116 of the Public Works Act 1981, subject to the Minister for Land Information's approval, to the stopping of the portions of the legal road shown in pink on the attached plan "B"; and
4. delegates to the Property Services Manager the power to undertake all processes, including the authority to sign all relevant documentation necessary to give effect to the decision to exchange road land for private land, including the powers in Section 117 and Section 120 of the Public Works Act 1981 to deal with stopped roads and complete registration.

**CARRIED**

### **7.7 Proposed Speed Limit Changes**

Transportation Manager, Jamie McPherson and Senior Transportation Engineer, Mike van Enter presented the report which was taken as read.

The issue of standard speed limits across the District was discussed with a suggestion that too many speed restrictions can be frustrating for drivers who find it difficult to know what speed they should be travelling.

In response, Mr van Enter noted that staff used the speed management guide and the setting of speed limits rule to help them set safe and appropriate speeds. Consequently, there are different speed limits available to achieve the safe and appropriate speeds.

The proposed 80 km/hr speed limit on Mapua Drive from its intersection with State Highway 60 was discussed. It was suggested that visibility on this stretch of the road was not ideal. In response Mr van Enter said that the sight lines do meet the guidelines and it would not be



unsafe with the increased speed limit.

Mr van Enter also noted that a shared path is planned for this section of Mapua Drive and this will include a guard rail to protect pedestrians and cyclists.

It was agreed that the resolution would be amended to reflect that the proposed speed limit on Mapua Drive will not come into effect until the separated shared path in the 80 km/hr section of Mapua Drive is completed.

In response to the issue of speed around school areas, Mr van Enter said that these will be considered in the next speed limits bylaw process.

It was suggested that some of people in the community find it hard to understand the setting of speed limits process. It was agreed that staff need to clearly communicate the process to the community and to advertise the new speed limits well in advance of them coming into effect.

In response to a question, Mr van Enter said that the current speed limit on Hoddy Road would be considered in the next round of speed limits bylaw consultation.

*The meeting adjourned at 12.20 pm and reconvened at 12.55 pm.*

In response to a question about speed limits in Brightwater, Mr van Enter said that the proposal to reduce the speed limit on Edward Street coincides with traffic calming devices which will be part of the Brightwater town centre upgrade project.

In his right of reply, Cr Bryant thanked the Council staff and the members of the hearing panel for their careful consideration on the proposed new speed limits. He noted his support for the working group to include the hearing panel members so that the Council can ensure consistency when it applies new speed limits.

**Moved Deputy Mayor Bryant/Cr Tuffnell**

**CN19-12-9**

**That the Full Council**

- 1. receives the Proposed Speed Limit Changes report RCN19-12-7; and**
- 2. approves the following amendments to the Tasman District Council Speed Limits Bylaw 2016 – Schedule 1:**

<b>Road</b>	<b>Speed Restriction</b>	<b>Location/Description</b>
<b>COLLEGE STREET</b>	<b>60km/h</b>	<b>60km/h from a point 325m west of Queen Victoria Street to a point 830m west of Queen Victoria Street.</b>
<b>COLLEGE STREET</b>	<b>80km/h</b>	<b>80km/h from a point 830m west of Queen Victoria Street to the end at Motueka Valley Highway</b>
<b>MOTUEKA VALLEY HIGHWAY</b>	<b>80km/h</b>	<b>From College Street to Alexandra Bluff Road</b>

<b>MOTUEKA VALLEY HIGHWAY</b>	<b>80km/h</b>	<b>From Kohatu-Kawatiri Highway to a point 4km north of Kohatu-Kawatiri Highway</b>
<b>WAIWHERO ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>RIVER TERRACE ROAD</b>	<b>60km/h</b>	<b>From its intersection with Factory Road to a point 200m southeast of its intersection with Mount Heslington Road.</b>
<b>RIVER TERRACE ROAD</b>	<b>80km/h</b>	<b>From a point 200m southeast of its intersection with Mount Heslington Road to its end at Lee Valley Road</b>
<b>BARTON LANE</b>	<b>80km/h</b>	<b>Full length</b>
<b>JEFFRIES ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>LINDUP ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>MOORE ROAD [WAKEFIELD]</b>	<b>80km/h</b>	<b>Full length</b>
<b>SEAVIEW AVENUE</b>	<b>80km/h</b>	<b>Full length</b>
<b>TELENIUS ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>WHITE ROAD</b>	<b>80km/h</b>	<b>From a point 115m southeast of Paton Road to its south-eastern end</b>
<b>ROUGHTON LANE</b>	<b>80km/h</b>	<b>Full length</b>
<b>GREENVINE LANE</b>	<b>80km/h</b>	<b>Full length</b>
<b>HURLEY ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>OLIVERS ROAD</b>	<b>80km/h</b>	<b>Full length</b>
<b>AMBER RISE</b>	<b>50km/h</b>	<b>Full Length</b>
<b>BATCHELOR FORD ROAD</b>	<b>60km/h</b>	<b>Full length</b>
<b>BATEUP ROAD</b>	<b>50km/h</b>	<b>Delete from bylaw schedule (as included within "urban traffic area")</b>

<b>BATTERY ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>BEECH HILL RISE</b>	<b>50km/h</b>	<b>Full Length</b>
<b>BURNSIDE ROAD</b>	<b>40km/h</b>	<b>Full Length</b>
<b>EBAN ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>FREEMAN ACCESS</b>	<b>50km/h</b>	<b>Full length</b>
<b>GALEO ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>GANNET HEIGHTS</b>	<b>40km/h</b>	<b>Full length</b>
<b>HART ROAD</b>	<b>50km/h</b>	<b>Delete from Schedule 1. Is within urban traffic area.</b>
<b>HILL STREET SOUTH</b>	<b>50km/h</b>	<b>From a point 30m north of White Road to its northern end.</b>
<b>LADY BARKLY GROVE</b>	<b>40km/h</b>	<b>Full length</b>
<b>LOWER QUEEN STREET</b>	<b>60km/h</b>	<b>From a point 60m northwest of Headingly Lane to a point 250m northwest of its intersection with Swamp Road</b>
<b>MAPUA DRIVE</b>	<b>80km/h</b>	<b>From its intersection with SH60 for a distance of 710m.  Note: will come into effect when the proposed separated shared path in the 80km/h section of Mapua Drive is completed.</b>
<b>MOONRAKER WAY</b>	<b>40km/h</b>	<b>Full length</b>
<b>MOUNT ARTHUR VIEW ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>MYTTON HEIGHTS</b>	<b>50km/h</b>	<b>Full Length  Note: Only once the road is formally vested in Council ownership.</b>
<b>PATON ROAD</b>	<b>60km/h</b>	<b>From a point 175m southwest of Bateup Road to its intersection with Ranzau Road.</b>

<b>PIPPIN LANE</b>	<b>40km/h</b>	<b>Full Length</b>
<b>REDMILL ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>REDDALE ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>SEATON VALLEY ROAD</b>	<b>Nil</b>	<b>Delete 60km/h from Schedule 1. Is within urban traffic area.</b> <b>Note: will come into effect when the proposed separated shared path in the 80km/h section of Mapua Drive is completed.</b>
<b>SEDDON STREET [PORT PUPONGA]</b>	<b>50km/h</b>	<b>Full length</b>
<b>STAFFORD DRIVE</b>	<b>60km/h</b>	<b>From its intersection with Warren Place to a point 230 metres north of its intersection with Pine Hill Road.</b> <b>Note: will come into effect when the proposed separated shared path in the 80km/h section of Mapua Drive is completed.</b>
<b>STRINGER ROAD</b>	<b>50km/h</b>	<b>From its intersection with Eban Road to its western end.</b>
<b>SUNCREST DRIVE</b>	<b>50km/h</b>	<b>Full length</b>
<b>SUNRISE VALLEY ROAD</b>	<b>50km/h</b>	<b>From its intersection with the Moutere Highway to a point 195m south.</b>
<b>SUNVIEW HEIGHTS</b>	<b>50km/h</b>	<b>Full length</b>
<b>SUPPLEJACK VALLEY ROAD</b>	<b>50km/h</b>	<b>From the intersection with the Moutere Highway to a point 115m west.</b>
<b>TALISMAN HEIGHTS</b>	<b>50km/h</b>	<b>Full length</b>
<b>TIRO KINA ROAD</b>	<b>50km/h</b>	<b>Full length</b>
<b>TOKONGAWA DRIVE</b>	<b>40km/h</b>	<b>Full length</b>
<b>VENTURE COVE</b>	<b>40km/h</b>	<b>Full length</b>

<b>WESTMERE DRIVE</b>	<b>50km/h</b>	<b>Full length</b>
<b>WHARARIKI ROAD</b>	<b>50km/h</b>	<b>From Seddon Street to Freeman Access</b>
<b>WHITE ROAD</b>	<b>60km/h</b>	<b>From Main Road Hope to a point 115m southeast of Paton Road.</b>
<b>COURTNEY STREET</b>	<b>Variable 40km/h school zone</b>	<b>Variable speed limit from High Street to a point 235m west of High Street from 8.25am to 9.00am and 2.55pm to 3.15pm during school terms.</b>
<b>DOVEDALE ROAD</b>	<b>60km/h</b>	<b>From a point 130m north of Neudorf Road to a point 535m south of Neudorf Road.</b>
<b>EDWARD STREET [WAKEFIELD]</b>	<b>30km/h</b>	<b>From Arrow Street to Whitby Road</b>
<b>ELLIS STREET</b>	<b>40km/h</b>	<b>From a point 50m northwest of Lightband Road to a point 50m southeast of Lord Rutherford Road South.</b>
<b>MARTIN FARM ROAD</b>	<b>30km/h</b>	<b>Full length</b>
<b>SANDY BAY-MARAHAU ROAD</b>	<b>30km/h</b>	<b>From a point 300m south west of its intersection with Newhaven Crescent to Harvey Road</b>

3. approves the new speed limits coming into effect on 3 February 2020, except for:
  - Mytton Heights which will come into effect when this road is vested in the Council; and
  - Mapua Drive, Stafford Drive and Seaton Valley Road which will come into effect when the proposed separated shared path in the 80km/h section of Mapua Drive is completed.
4. agrees that the current 100 km/hr section of Wharariki Road that was proposed for 80 km/hr and also Hoddy and Gibbs Valley Roads, will be considered with some urgency for a speed limit review in the new year; and
5. agrees that the Councillors on the Speed Limits Bylaw Hearing Panel (Deputy Mayor Bryant (Chair) and Councillors Hill, Tuffnell and Walker) are co-opted onto a working party to liaise with staff on the update of the Council's Speed Management Plan and in consideration of further Speed Limits Bylaw reviews; and
6. notes that any further Speed Limits Bylaw changes will be subject to a similar formal consultation and deliberation process.

**CARRIED**

## **7.8 Appointment of Advisers to the Tasman Regional Transport Committee**

Mr Kirby presented the report.

It was agreed that the report would lie on the table so that staff can discuss the proposed appointments with iwi and the Nelson Regional Development Agency.

A report will be presented to the Council in early 2020.

**Moved Cr Wensley/Cr Butler  
CN19-12-10**

**That the Full Council**

- 1. receives the Appointment of Advisers to the Tasman Regional Transport Committee report, RCN19-12-8; and**
- 2. leaves the report to lie on the table so that staff can discuss the proposed appointments with iwi and the Nelson Regional Development Agency; and**
- 3. notes that Cr Claire Hutt is also a member of the Tasman Regional Transport Committee.**

**CARRIED**

## **7.9 Nelson Regional Sewerage Business Unit 2020-2021 Business Plan and Annual Report 2018-2019**

Mr Kirby spoke to the report which was taken as read.

In response to a question, Mr Kirby confirmed that both carbon emissions and sea level rise were considered in the Nelson Regional Sewerage Business Unit (NRSBU) Business Plan 2020-2021.

Mr Kirby clarified how the two councils segregate those entities that contribute waste to the NRSBU and those who own it, ie the two councils. He noted that the costs to the contributors were reliant on a number of values including wastewater flows.

**Moved Cr Maling/Cr Tuffnell**

**CN19-12-11**

**That the Full Council:**

- 1. receives the Nelson Regional Sewerage Business Unit 2020-2021 Business Plan and Annual Report 2018-2019 report RCN19-12-9; and**
- 2. confirms receipt of the draft Nelson Regional Sewerage Business Plan 2020-2021; and**
- 3. notes the budgets in the draft Nelson Regional Sewerage Business Plan 2020-2021 have been included in the draft Annual Plan 2020-2021.**

**CARRIED**

## **7.10 Nelson Tasman Regional Landfill Business Unit - Annual Report and Draft Business Plan**

Team Leader – Stormwater and Solid Waste, David Stephenson and Mr Kirby presented the report which was taken as read. Mr Stephenson clarified one correction to item 4.7 in the report

which includes a new performance indicator focused on greenhouse gas emissions.

### **Moved Deputy Mayor Bryant/Cr Wensley**

**CN19-12-6**

**That the Full Council:**

- 1. receives the Nelson Tasman Regional Landfill Business Unit - Annual Report and Draft Business Plan report RCN19-12-10; and**
- 2. confirms receipt of the draft Nelson Tasman Regional Landfill Business Plan 2020/2021; and**
- 3. notes that the budgets in the draft Nelson Tasman Regional Landfill Business Plan 2020/2021 have been included in the Annual Plan 2020/2021; and**
- 4. receives the Nelson Tasman Regional Landfill Business Unit Annual Report 2018/2019.**

**CARRIED**

### **7.11 Mayor's Activity Update**

The Mayor presented his activity update report which was taken as read. He noted the resolution included an amendment to the Council's Standing Orders to reflect the inclusion of Youth Council Advisers to attend the Operations Committee and Strategy and Policy meetings.

In response to a suggestion regarding the comments in the public forum regarding 5G technology, the Mayor agreed that he would write to the Prime Minister's Chief Science Adviser conveying the concerns expressed.

### **Moved Mayor King/Cr Greening**

**CN19-12-13**

**That the Full Council**

- 1. receives the Mayor's Activity Update report RCN19-12-11; and**
- 2. agrees to amend the Council Standing Orders adopted by the Council at its meeting on 24 October 2019 as follows:**
  - 2.2 add to standing order 2. Definitions, a new definition for Youth Council Advisor as follows:**

**“Youth Council Advisor means a member of the Tasman District Youth Council who can attend and to act in an advisory capacity, at specific Council Standing Committee meetings, where the Council or that Committee has permitted their attendance.”**
  - 2.3 amend standing order 3.3. Members must obey standing orders to read as follows:**

**“All members of the local authority, including members of committees and subcommittees, must obey these standing orders. Local boards and community boards which have adopted these standing orders must also comply with them.**

**For the avoidance of doubt, Youth Council Advisors must also obey all standing orders while present at Standing Committee meetings.**

*cl. 16(1) Schedule 7, LGA 2002.”*

- 2.4 amend standing order 9.14. Public excluded business on the agenda to read as follows:**

**“Items that are likely to be discussed under public excluded must be indicated on each agenda and state the general subject of the item. The chief executive, however, may exclude public access to any reports, or parts of reports, which are reasonably expected to be discussed with the public excluded.**

**For the avoidance of doubt, Youth Council Advisors are to be excluded from access to public excluded reports and the meeting during discussion on any public excluded matters, unless standing order 17.2 of these standing orders applies.**

*s. 46A (9), LGOIMA.”*

- 2.5 Add a new standing order 12.1A. Youth Council Advisors attendance at meetings, as follows:**

**“12.1A. Youth Council Advisors attendance at meetings**

**Youth Council Advisors have the right to attend specific Council Standing Committee meetings where the Council or that Committee has agreed to permit their attendance.**

**Youth Council advisors are to attend meetings in an advisory capacity and are not elected members of the Council. They have the right to speak at meetings but do not have voting rights.**

**There may be up to two Youth Council Advisors at any given meeting. The Youth Council advisors may change from meeting to meeting. Youth Council Advisors do not constitute part of the quorum for Council Standing Committee meetings.**

**Youth Council Advisors must abide by these standing orders during Standing Committee meetings.**

**Youth Council Advisors are to be excluded from meetings during discussion on any public excluded matters, unless standing order 17.2 of these standing orders applies**

**Youth Council Advisors will not be paid for their attendance at Council Standing Committee meetings”; and**

- 3. agrees to up to two Youth Councillors attending the Operations Committee and the Strategy and Policy Committee meetings with the right to sit at the committee table and have speaking rights in accordance with Standing Orders.**

**CARRIED**

### **7.12 Chief Executive's Update to Full Council**

Chief Executive, Janine Dowding presented her update report which was taken as read.

Ms Dowding tabled a supplementary document. She noted her concerns regarding the Council's workloads increasing exponentially as the result of central government reforms and new legislation that are in the pipeline.

In response to a question regarding the health and safety incidents involving whiteboards in meeting rooms, Ms Dowding said that all of the fixed whiteboards in Council offices had been checked to ensure they were safe.

Ms Dowding agreed that a graph showing health and safety trends over time would be helpful and more meaningful and she will ensure this is included in her ongoing update reports. She



noted that the six-monthly health and safety update will be included in the Chief Executive's Update report in February 2020.

In response to a question about the Snap Send Solve mobile phone app which enables residents and ratepayers to notify councils of issues that need addressing, Chief Information Officer, Steve Manners noted that there are other apps that are an improvement on Snap Send Solve. Mr Manners noted that staff will be looking at options in late 2020.

In response to a question about central government's consultation on the Crown Minerals Bill, Environment and Planning Manager, Dennis Bush-King noted that this had been discussed at the Regulatory Committee meeting and the Committee decided they would not make a submission.

Mr Kirby noted that central government will soon be consulting about the water reforms bill and this will likely mean significant changes for the management of domestic water supplies.ssss

### **Moved Cr McNamara/Cr Hill**

#### **CN19-12-7**

#### **That the Full Council**

- 1. receives the Chief Executive's Update to Full Council RCN19-12-12; and**
- 2. advises the Local Government Commission of the Council's views on the Commission's investigation process relating to the Golden Bay local board proposal, as outlined in section 3 of this report; and**
- 3. appoints Cr Mackenzie as the Council appointee to the Tasman Environmental Trust; and**
- 4. notes the Council Action Sheet.**

#### **CARRIED**

### **7.13 October 2019 Quarterly Financial Update**

Mr McGlinchey and Senior Management Account, Josh Douglas presented the report contained in the agenda which was taken as read.

Mr McGlinchey explained that staff prepare three reports each year based on quarterly financial results followed by a fourth report at the end of the financial year which is included in the annual report.

*The Mayor left the meeting at 1.45pm.*

In response to a question about the variance in employee-related expenses, Mr McGlinchey noted that this variance is associated with the staff vacancies at the time. Mr Drummond said that there had been a significant delay in appointing staff in the governance area and this would have contributed to the variance.

*The Mayor returned to the meeting at 1.48 pm.*

### **Moved Cr Mackenzie/Cr Maling**

#### **CN19-12-8**

**That the Full Council receives the October 2019 Quarterly Financial Update report, RCN19-12-13.**

**CARRIED**

#### **7.14 Treasury Report**

Mr McGlinchey and Mr Douglas presented the Treasury report which was taken as read. There were no questions.

**Moved Cr Maling/Cr Greening**

**CN19-12-9**

**That the Full Council receives the Treasury Report, RCN19-12-14.**

**CARRIED**

#### **7.15 2019 Triennial Elections**

Community Development Manager, Susan Edwards spoke to the report which was taken as read.

In response to a question regarding the 17 ratepayer electors who were not entitled to vote, Ms Edwards explained that this related to ratepayers who own two or more properties within the district but who can only tender one vote for Mayor of Tasman District.

It was agreed that the Mayor would write to Ms Penny Griffiths and Ms Liz Thomas acknowledging their hard work and help explaining the “first past the post” and “single transferable vote” at the Council candidate meetings.

**Moved Cr Wensley/Cr Turley**

**CN19-12-10**

**That the Full Council receives the 2019 Triennial Elections Report, RCN19-12-15.**

**CARRIED**

#### **7.16 Council Commitments Meetings Calendar for 2020**

Executive Assistant, Hannah Simpson presented the report which was taken as read.

Ms Simpson noted that calendar invitations for all meeting will be sent to the Councillors in the next few days.

**Moved Cr McNamara/Cr Maling**

**CN19-12-18**

**That the Full Council receives the Council Commitments Meetings Calendar for 2020 RCN19-12-16.s**

**CARRIED**

#### **7.17 Machinery Resolutions Report**

Ms Simpson presented the report which was taken as read.

**Moved Deputy Mayor Bryant/Cr Wensley**

**CN19-12-11**

**That the Tasman District Council**

1. receives the Machinery Resolutions report, RCN19-12-17 and that the execution of the following documents under the Seal of Council be confirmed:
  - 1) Deed of Covenant – Neil Andrew Wilson and Margaret Helen Braggins – Encumbrance allowing applications to build a rock retaining wall on Reserve land to support their house which was subject to a slip in 2011.
  - 2) Deed of Variation of Lease – Rabbit Island Limited – Deed of Variation of Lease between Rabbit Island Limited and Tasman District Council located at 406/6 Aranui Road Mapua (Unit 6, Shed 4, and Mapua Wharf) to change leasable area so the toilets can be accessed by the public from unit 7, Alberta’s Café.
  - 3) Easement in Gross – 73 Rototai Road Takaka – BN + PA Jones + MBL Trustee – RM180239 – Easement in Gross is required over D + E on PP 539219 for Council to drain stormwater. Also a “No Complaints Emanations” Easement is required so that Lots 1+2 do not complain about the sewer pumping station owned by Council on Lot 5.
  - 4) Deed of Lease and Surrender 41111L3 – Gerry Lategan – New Lease for Hangar at Motueka Aerodrome replaces Quest Lease that has been surrendered and Hangar sold. 20 year term.
  - 5) Deed of assignment of Lease – David Charles Hix and Tania Anne Hix – Deed of Assignment of Lease for the Pohara General Store, 811 Abel Tasman Drive, Pohara. Assignment of Lease effective 30 October 2019, existing Lease commenced 8 October 2019 with a renewal date of 30 September 2034 with on right to renewal of five years with final expiry date of 30 September 2024.
  - 6) Deed of Covenant – Bush Walker Limited – An agreement for a private wastewater pipe to be laid under Courtney Street East, Motueka approved by Engineering.
  - 7) Deed of Surrender – 4111L18 – Nelson Tasman Air- Cavste Buschkvehle and Jonathan Hendriksen – Surrender of Air base and Coffee shop Lease at Motueka Aerodrome as business has been sold and a new lease to Inflite has been completed.
  - 8) Deed of Lease 4111L18 – Motueka Aerodrome – Boeing Home Company Limited – Bruce and Pauline Broady – New Hangar Lease at Motueka Aerodrome replaces expired Lease to same tenants 30 December 2019, commences 1 January 2019, 10 years + 10 years expiry date 31 December 2048.

**CARRIED**

**8 CONFIDENTIAL SESSION**

**8.1 Procedural motion to exclude the public**

**Moved Cr Maling/Cr Hill**

**CN19-12-20**

**This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by**

section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

### 8.2 Matters for the Statement of Expectations Waimea Water Ltd 2019/20

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	s48(1)(a) - The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

### 8.3 Council Chambers and Councillor Facilities Relocation to EOC Building

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	s48(1)(a) - The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

### 8.4 Nelson Regional Sewerage Business Unit - Option of Land Purchase

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(h) - The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities.  s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	s48(1)(a) - The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

**CARRIED**

Cr Dana Wensley read a statement formally apologising for her comments at the Council meeting held on 24 October 2019.

Mayor King closed the meeting with a karakia.

The meeting concluded at 4.17 pm

Date Confirmed:

Chair:

Unconfirmed