

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 30 MAY 2013**

PRESENT: The Mayor, Bob Parker (Chairperson).
Councillors Peter Beck, Helen Broughton, Sally Buck, Ngaire Button, Tim Carter,
Jimmy Chen, Barry Corbett, Jamie Gough, Glenn Livingstone, Yani Johanson, Claudia Reid
and Sue Wells.

1. APOLOGIES

An apology for absence was received from Councillor Keown.

An apology for lateness was received from the Mayor.

It was **resolved** on the motion of Councillor Beck, seconded by Councillor Reid, that the apologies be accepted.

2. DEPUTATIONS BY APPOINTMENT

Jane Tyler-Gordon and Lynnette Hardie-Wills on behalf of the Ilam Upper Riccarton Residents Association, addressed the Council regarding the possible extension of the current liquor ban – item 6 (2) of the agenda.

Graham Palmer, Information Services Manager, Christchurch and Canterbury Tourism, addressed the Council regarding the New Temporary Occupation for I-Site Visitor Centre - item 11.

Mark Gerrard, Chair, Historic Places Trust addressed the Council regarding the report on Heritage Week – item 5 (2).

**3. CONFIRMATION OF MINUTES - COUNCIL MEETINGS OF 24 APRIL 2013 AND 16 MAY 2013
AND EXTRAORDINARY MEETINGS OF 23 APRIL 2013 AND 10 MAY 2013**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the open minutes of the Extraordinary Council meeting held on 23 April 2013 be confirmed.

It was **resolved** on the motion of Councillor Carter, seconded by Councillor Gough, that the open minutes of the Council meeting held on 24 April 2013 be confirmed.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the open minutes of the Extraordinary Council meeting held on 10 May 2013 be confirmed.

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Broughton, that the open minutes of the Council meeting held on 6 May 2013, be confirmed.

4. PRESENTATION OF PETITIONS

Councillor Corbett presented a petition from the Addington Wellbeing group containing 149 signatures regarding traffic and parking issues in Addington.

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Reid, that the petition be referred to the Environment and Infrastructure Committee.

Councillor Johanson presented a petition from a group of residents in Heathcote regarding noise pollution in Heathcote.

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Corbett, that the petition be referred to the Environment and Infrastructure Committee.

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The Council dealt with the agenda in the following order:

6. REPORT OF THE PLANNING COMMITTEE MEETING OF 8 MAY 2013

(1). PROPOSED POLICY CHANGE FOR FENCING OF SWIMMING POOLS

It was **resolved** on the motion of Councillor Wells seconded by Councillor Beck, that the Council:

- (a) Remove from its current policy any definition of the immediate pool area (i.e. Clause 1(a) and (b), 2, 3, 4) on the basis that High Court decisions and the Ministry for Business, Innovation and Enterprise/Department of Building and Housing determinations provide clarity and guidance to Council staff and owners on the interpretation of what is an immediate pool area.
- (b) Remove any reference to the Council's commitment to inspect all pools as this is reflected in agreed LTP levels of service through the 2012/13 annual plan process and the 2013-16 Three Year Plan.
- (c) Amend clause 6 to Clause 1 of the Policy to state that:
Lockable spa pool covers fully complying with the provisions of New Zealand Standard 8500: 2006/Section 3.10 will be considered for exemption under section 6 of the Fencing of Swimming Pools Act 1987 on application by the owner.
- (d) Re-name this policy to Lockable Spa Pool Cover Policy.

(2). TEMPORARY ALCOHOL BAN IN RICCARTON ILAM 2013

It was **resolved** on the motion of Councillor Chen, seconded by Councillor Broughton, that the Council:

- (a) Having considered the matters in clause 5(2) of the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2009, the Council declares a Temporary Alcohol Ban Area in the area bounded by Peer Street, Waimairi Road, Maidstone Road, Avonhead Road and Yaldhurst Road (being the area shown on the attached map), applying 24 hours per day and seven days per week, commencing on 10 June 2013 for six months.
- (b) Give Public Notice in The Press and the community newspaper circulated in the Riccarton Wigram Ward and that signs be provided in the public places covered by the alcohol ban.
- (c) Request that staff report to Council in January 2014 on a further temporary alcohol ban in the area bounded by Peer Street, Waimairi Road, Maidstone Road, Avonhead Road and Yaldhurst Road (being the area shown on the attached map) commencing in February 2014.
- (d) Request that staff report to the appropriate Committee in February 2014 with a Section 155 analysis of the Riccarton Ilam Permanent Ban.

(3). JOINT MANAGEMENT AGREEMENT BETWEEN CERA, THE COUNCIL AND TE RŪNANGA O NGĀI TAHU

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council:

- (a) Approve the Joint Management Agreement establishing the Christchurch Central Joint Design Approvals Board.
- (b) Authorise the General Manager, Strategy and Planning Group, to sign the agreement on the Council's behalf.

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- (c) For the term of the agreement, delegate to the Board the Council's functions, powers and duties to make decisions on applications under Rules 2.2.2 and 2.2.3 (urban design matters and outline development plans in the new Central City Business Zone).
- (d) Advise the Resource Management Officer Subcommittee that elected members will not be available for appointment to the Board for the balance of this term of Council.

Councillor Johanson asked that his vote against the recommendation be recorded.

(5). CONSENTING REBUILD MONTHLY REPORT

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck that the staff prepare a status report to the council on consenting and inspection services.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the report as a whole be adopted.

11. REPORT OF THE CHAIRPERSON OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD – MEETING OF 22 MAY 2013

(1). NEW TEMPORARY OCCUPATION FOR I-SITE VISITOR CENTRE – BOTANIC GARDENS

Councillors Broughton and Reid took no part in this item.

The Mayor arrived at 10.30 am.

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Carter, that the Council:

Approve, pursuant to section 5(b)(iv) of the Canterbury Earthquake (Reserves Legislation) Order 2011:

- (a) Extending this temporary occupation right over approximately 190 square metres of Part Reserve 25 SO 11870, containing a land area of 21.1374 hectares and classified as Local Purpose (Botanic Gardens) Reserve, to Christchurch and Canterbury Marketing Ltd for the purpose of a temporary i-SITE Visitors Centre until 18 April 2016; and
- (b) An extension to the existing temporary building of approximately 27 square metres, as shown in **Attachments 1** and **Attachment 2** to this report in the agenda, for a period from 1 August 2013 to 18 April 2016, subject to the following conditions:
 - (i) That officers put in place an appropriate occupation agreement, a warrant, in which the rights of the Council and Christchurch and Canterbury Marketing Ltd are protected, and which includes clauses covering the points listed in paragraph 17 of this report.
 - (ii) In recognition of the service provided to visitors by the i-SITE Visitor Centre, which is of benefit to the tourism market in Christchurch and all of New Zealand, and which in turn is of benefit to the wider community, the Council resolves not to charge to Christchurch and Canterbury Marketing Ltd a rental for the temporary occupation of this site in the Christchurch Botanic Gardens.

The Council adjourned at 10.40 am and resumed at 10.55 am.

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5. REPORT OF A MEETING OF THE COMMUNITY, RECREATION AND CULTURE COMMITTEE OF 7 MAY 2013

(1). FACILITIES REBUILD PLAN MONTHLY STATUS UPDATE

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Chen, that the Council receive the report.

(2). HERITAGE WEEK

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Broughton, that the Council:

- (a) Support a Heritage weekend event in 2013 incorporating staff options 1 and 2 over a Friday, Saturday and Sunday.
- (b) Ask staff to seek input from relevant community stakeholders over the final content and programme.

(3). FACILITIES REBUILD PROGRAMME SOCIAL HOUSING FIVE YEAR PROGRAMME UPDATE

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Gough that the Council receive the report.

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Chen that the report as a whole be adopted.

7. REPORT OF A MEETING OF THE ENVIRONMENT AND INFRASTRUCTURE COMMITTEE OF 9 MAY 2013

(1). CYCLE LANES ON MAIN ROADS

Councillor Reid moved:

That the Council support the use of cycle lanes as one of a number of options for providing a base level of safety on collector, arterial or equivalent main roads in Christchurch.

The motion was seconded by Councillor Wells and on being put to the meeting was declared **carried** on electronic vote No. 1, by 10 votes to 2, with 1 abstention, the voting being as follows:

For (10): The Mayor and Councillors Beck, Buck, Chen, Corbett, Gough, Johanson, Livingstone, Reid and Wells.

Against (2): Councillors Broughton and Carter.

Abstain (1): Councillor Button.

(2). EASEMENT CONSENT – 142 CAMBRIDGE TERRACE

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the Council:

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- (a) Approve an easement pursuant to Section 48 (1) (d) of the Reserves Act 1977 for the right to locate and maintain a stormwater drain on and over portion of Reserve land located at 142 Cambridge Terrace on the North Eastern Corner at the intersection of Cambridge Terrace and Worcester Streets:
 - (i) the restoration of the Reserve to the condition it was in prior to the commencement of the works and to the satisfaction of the Parks Operations Manager;
 - (ii) the consent of the Department of Conservation is sought.
- (b) Delegate authority to the Corporate Support Unit Manager to finalise and conclude the granting of the easement.

(3). INFRASTRUCTURE REBUILD MONTHLY REPORT

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the Council receive the Infrastructure Rebuild Monthly Report for April 2013.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the report as a whole be adopted.

8. REPORT OF A MEETING OF THE CORPORATE AND FINANCIAL COMMITTEE MEETING OF 10 MAY 2013

(1). PERFORMANCE REPORT FOR THE NINE MONTHS TO 31 MARCH 2013

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Carter, that the Council receive the report.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Carter, that the report as a whole be adopted.

9. 2013 LOCAL GOVERNMENT NEW ZEALAND CONFERENCE

It was **resolved** on the motion of Councillor Gough, seconded by Councillor Beck, that

- (a) The Mayor and Councillor Wells, Broughton and Chen be authorised to attend the 2013 Local Government New Zealand Conference in Hamilton in July 2013.
- (b) The Council appoint the Mayor as the presiding voting delegate and Councillor Wells as the alternate voting delegate, and Councillors Broughton and Chen attending the conference, as the Council's viewing delegates at the Annual General Meeting.
- (c) The Council authorise Mike Mora to attend the Local Government New Zealand Conference and pay for his costs.

10. 2013 CHRISTCHURCH CITY ELECTIONS: ORDERING OF CANDIDATES' NAMES ON VOTING DOCUMENTS AND EARLY PROCESSING

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Gough, that:

- (a) The names of the Mayoral, Council and Community Board candidates at the 2013 Christchurch City elections be arranged in random order.

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- (b) If the Local Electoral Amendment Bill (No 2) is not enacted, the returned voting documents for the 2013 Christchurch City local elections be processed during the voting period, such early processing to be undertaken in accordance with section 79 of the Local Electoral Act 2001; the Local Electoral Regulations 2001 and the Society of Local Government Managers' Code of Good Practice for the Management of Local Authority Elections and Polls.

12. SUBMISSION – GOVERNMENT FRESHWATER REFORM PROPOSALS

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Reid, that the Council receive the Council submission on the Government's freshwater proposals.

13. REPORT OF THE CHAIRPERSON OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD MEETING OF 24 MAY 2014

(1). 279 OPAWA ROAD - SALE

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Wells, that the Council adopt a resolution in the following form:

- (a) That the land known as 279 Opawa Road, Certificate of Title reference Pt Lot 5 DP13838 as shown outlined in red on the plan in **Attachment 1** be declared surplus to operational needs and approved for sale.
- (b) That in the first instance any obligations to the former owners under the provisions of Section 40 of the Public Works Act 1981 are resolved.
- (c) That should a sale under recommendation (b) above not occur that the property be offered for sale to Enable Networks for the purpose set out in this report.
- (d) That should a sale to Enable Network under (c) above not be achieved then the property be placed on the open market for sale by way of tender and that in the event of a sale not being achieved through this process that the property be offered for sale by private treaty.
- (e) That the Corporate Support Unit Manager be delegated authority to manage and conclude any and all of the negotiations and transactions arising from the sale of the property on terms and conditions satisfactory to them, irrespective of the process, so long as the sale price is no less than 90 per cent of an Independent Registered Valuers open market appraisal.

21. REPORT OF THE CHAIRPERSON OF THE SUBMISSION PANEL ON THE COUNCIL SUBMISSION ON THE HOUSING ACCORDS AND SPECIAL HOUSING AREA BILL

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Beck, that the Council adopt the draft submission as amended at the Council meeting.

It was **resolved** on the motion of the Mayor, seconded by Councillor Corbett, that Councillor Wells present the Council's submission at the Social Services Select Committee.

22. RESOLUTION TO BE PASSED - SUPPLEMENTARY REPORT

It was **resolved** on the motion of the Mayor, seconded by Councillor Button, that the report be received and considered at the meeting of the Council on 30 May 2013.

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23. APPROVAL FOR NEW LOCATION OF SPIRE SCULPTURE IN LATIMER SQUARE

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Buck, that the Council approve the revised location for the 'spire' sculpture in the southern square of Latimer Square (as shown in Figure 2) in the report in the agenda.

14. NOTICES OF MOTION

Nil.

15. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** on the motion of the Mayor, seconded by Councillor Button:

- (a) That the resolution to exclude the public set out on pages 261 - 267 of the agenda be adopted.
- (b) That Taryn Gudzman from Anderson Lloyd be permitted to remain to provide advice if required.

CONCLUSION

It was **resolved** on the motion of the Mayor, seconded by Councillor Button, that the public be readmitted at 1.10 pm at which point the meeting concluded.

CONFIRMED THIS 27TH DAY OF JUNE 2013

MAYOR