

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.34AM ON THURSDAY 25 SEPTEMBER 2014**

PRESENT: Lianne Dalziel, The Mayor, (Chairperson).
Councillors Vicki Buck, Jimmy Chen, Phil Clearwater, Pauline Cotter, David East,
Jamie Gough, Yani Johanson, Ali Jones, Glenn Livingstone, Paul Lonsdale,
Raf Manji, Tim Scandrett and Andrew Turner.

1. APOLOGIES

An apology for early departure was received from Councillor Cotter who left the meeting at 12.05pm.

It was **resolved** on the motion of Councillor Turner, seconded by Councillor East, that the apology be accepted.

2. DECLARATION OF INTEREST

2.1 Councillor Livingstone declared a conflict regarding item 12, Report of the Finance Committee meeting of 2 September 2014.

3. CONFIRMATION OF MINUTES

COUNCIL MEETING OF 28 AUGUST 2014 AND 11 SEPTEMBER 2014

It was **resolved** on the motion of Councillor Turner, seconded by Councillor Jones, that the open minutes of the Council meeting held on 28 August 2014 and 11 September 2014 be confirmed.

The agenda was dealt with in the following order.

4. DEPUTATIONS BY APPOINTMENT

4.2 Jim Anderton and Tim Shannanan spoke regarding Clause 22, the Christchurch Stadium Trust Funding Application.

4.1 Tom Hooper and Garth Carnaby spoke regarding Clause 20, the Canterbury Development Corporation Update.

20. CANTERBURY DEVELOPMENT CORPORATION UPDATE

It was **resolved** on the motion of Councillor Mayor seconded by Councillor Chen, that the Council receive this report and associated presentation for information.

5. PRESENTATION OF PETITIONS

Nil.

37. RESOLUTION TO BE PASSED - SUPPLEMENTARY REPORTS

It was **resolved** on the motion of Councillor Clearwater, seconded by Councillor Scandrett, that the following supplementary reports be received and considered at the Council meeting of 25 September 2014:

- **ADOPTION OF THE REVISED TERMS OF REFERENCE FOR THE 2013 – 2016 COUNCIL TERM**

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- **ADOPTION OF THE REVISED SCHEDULE OF MEETINGS FOR THE 2013 – 2016 COUNCIL TERM**
- **DELEGATIONS FOR THE 2013 – 2016 COUNCIL TERM**
- **AWARD OF THE PHYSICAL WORKS CONTRACT FOR THE WAINUI WASTEWATER TREATMENT PLANT UPGRADE – STAGE 2 CONSTRUCTION CONTRACT 13/14-115 (PUBLIC EXCLUDED)**

17. COUNCIL SUBMISSION TO THE PROPOSED REPLACEMENT DISTRICT PLAN – STAGE 1

Note: Item 17 was not received for consideration by the Council at this meeting. This item will be considered at the 2 October 2014 extraordinary Council meeting.

6. REPORT OF THE CHIEF EXECUTIVE

It was **resolved** on the motion of Councillor Gough, seconded by Councillor Jones, that the report be received.

The meeting adjourned from 10.57am to 11.07am.

Councillor Jones and Councillor Gough were absent when the meeting reconvened.

Councillor Gough joined the meeting at 11.10am.

- 25. ADOPTION OF THE REVISED TERMS OF REFERENCE FOR THE 2013 – 2016 COUNCIL TERM**
- 26. ADOPTION OF THE REVISED SCHEDULE OF MEETINGS FOR THE 2013 – 2016 COUNCIL TERM**
- 27. DELEGATIONS FOR THE 2013 – 2016 COUNCIL TERM**

Items 25, 26, 27 were considered together.

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

1. That the Council defer the implementation date of 1 October 2014 for the new Committee Structure (resolved by Council on 11 September 2014) until the matters are resolved at the extraordinary Council meeting on 2 October 2014.
2. That the Council hold an Extraordinary Meeting on 2 October 2014 at 9.30am in the Council Chamber to consider the following items on the agenda:
 - 2.1 New committee structure
 - 2.1.1 Consideration of implementation date of the new committee structure
 - 2.1.2 Adoption of the revised terms of reference for the 2013 – 2016 Council
 - 2.1.3 Adoption of the revised schedule of meetings for the 2013-2016 Council Term
 - 2.1.4 Delegations for the 2013 – 2016 Council Term.
 - 2.2 Council submission to the proposed replacement district plan – stage 1 (as noted above).

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7. REPORT OF THE METROPOLITAN FUNDING COMMITTEE MEETING OF 25 JULY 2014

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Turner, that the report be received.

8. REPORT OF THE REGULATION AND CONSENTS COMMITTEE MEETING OF 19 AUGUST 2014

It was **resolved** on the motion of Councillor East, seconded by Councillor Scandrett, that the report be received.

9. REPORT OF THE STRATEGY AND PLANNING COMMITTEE MEETING OF 19 AUGUST 2014

(1.) WITHDRAWAL OF PLAN CHANGES

It was **resolved** on the motion of Councillor Lonsdale moved, seconded by Councillor Scandrett, that the Council:

- 1.1 Withdraw Plan Changes 61 (General Objective and Policy Framework for Greenfield Residential Growth) and Plan Change 56 (Urban Design and Amenity in Suburban Centres) to the Operative District Plan.
- 1.2 Direct staff to inform submitters on the plan changes, explain the reasons for it, and advise them of the upcoming District Plan Review notification and the opportunity to make submissions to that process.

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

10. REPORT OF THE SUBMISSIONS PANEL MEETING OF 19 AUGUST 2014

It was **resolved** on the motion of Councillor Tuner, seconded by Councillor East, that the report be received.

11. REPORT OF THE ENVIRONMENTAL COMMITTEE MEETING OF 26 AUGUST 2014

(1.) OCCUPATION OF AIRSPACE AT 169 MADRAS STREET

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

- 1.1 Grant retrospective approval as landowner of the legal road (being Madras Street and Southwark Street) for the proposed construction by Peer Partnership encompassing the occupation of airspace subject to:
 - 1.1.1 Engineering plans being approved by the Asset and Network Planning Unit Manager.
 - 1.1.2 Approval from the Urban Design Panel.
 - 1.1.3 A formal Deed of Licence for the Occupation of Airspace being entered into.
- 1.2 Grant delegation to the Property Consultancy Manager for authority to negotiate, conclude and enter into the licence as approved in 5.1 above (including Licence fee and all other terms and conditions) under clause 2.3 "Use of the airspace over roads for the increasing the floor area of a building" of the Policy on Structures on Roads 2010.

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(2.) PAPANUI / NORTHLANDS PUBLIC TRANSPORT HUB – SUPERSTOP AND WAITING LOUNGE OPTIONS REVIEW

It was **resolved** on the motion of Councillor Clearwater, seconded by Councillor Scandrett, that the Council:

- 2.1 Notes the contents of this report.
- 2.2 Recommends that staff report back to the Environmental Committee once the design concepts for the proposed waiting lounge and on-street bus stops have been undertaken. Staff would also report on any updates concerning the progress of the Kiwi Income Property Trust proposal and the discussions to provide Real Time Information within the Northlands Mall.
- 2.3 Recommends that staff investigate options to improve the pedestrian crossing facilities adjacent to the proposed on-street bus stops and report findings back to the Environmental Committee.
- 2.4 Recommends that staff continue to review potential longer term public transport hub options at Papanui / Northlands (including a passenger waiting lounge) and provide an update to the Environmental Committee early in 2015.

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

12. REPORT OF THE FINANCE COMMITTEE MEETING OF 2 SEPTEMBER 2014

Item 1 was dealt with at a meeting on 11 September 2014.

(2.) LEASE EXTENSION EPIC 100 MANCHESTER STREET CHRISTCHURCH

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

- 2.1 That EPIC Christchurch Ltd be granted a further seven year lease term from the expiry of their present lease on the 7 March 2018 on the similar terms and conditions but subject to:
 - 2.1.1 The ability to withdraw part of the site at any stage enabling the areas identified for the proposed public realm to be excluded from the leased Premises by notice as detailed in clause 2.10 in this report and
 - 2.1.2 The new business case and rent structure reflecting the principles of the Council leasing this land to Epic. Namely that the lease to Epic is discounted to a nominal rate so that start up businesses can be similarly financially supported by Epic. Should the financial arrangements alter to the extent that Epic unreasonably profits from the Council's financial support then the Council reserves the rights to revisit that lease arrangement.
- 2.2 To delegate authority to the Property Consultancy Manager to:
 - 2.2.1 Negotiate, manage and enter into a lease extension with Epic as set out in this report on terms and conditions satisfactory to his discretion.
 - 2.2.2 Negotiate, manage and enter into any and all arrangements necessary to determine the public realm issues associated with the Crown (including any necessary written approval from the relevant Government Minister who is the requiring authority in relation to any land that is the subject to a designation). Included but not limited to any issues arising from the designation and any sale or creation of access rights in any other form.

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(3.) DRAFT STATEMENT OF INTENT FOR THE WORLD BUSKERS FESTIVAL TRUST FOR 2014/15

It was **resolved** on the motion of Councillor Manji, seconded by Councillor Lonsdale, that the Council:

3.1 Accept the draft statement of intent for the World Busker's Festival Trust and request that the Trust considers the following comments when finalising the Statement of Intent:

3.1.1 The Council acknowledges the importance of the World Buskers Festival to the city and the Council would appreciate the opportunity to receive a pre-festival briefing from the Trustees on the 2015 festival including key measures which the Trust and Council will use to measure the success of the festival.

3.1.2 Note the requests which the Council made in its resolution dated 10 April 2014 regarding the level of reporting to Council and to develop more robust governance and management structures and that these should be reflected in the statement of intent.

(4.) FINAL STATEMENTS OF INTENT FOR CHRISTCHURCH CITY HOLDINGS LIMITED, VBASE LIMITED, CIVIC BUILDING LIMITED, TUAM LIMITED, CANTERBURY DEVELOPMENT CORPORATION HOLDINGS LIMITED, NEW ZEALAND LOCAL GOVERNMENT FUNDING AGENCY, ROD DONALD BANKS PENINSULA TRUST, RICcarton BUSH TRUST AND CHRISTCHURCH AGENCY FOR ENERGY TRUST

It was **resolved** on the motion of Councillor Manji, seconded by Councillor Turner that the Council:

4.1 Adopt the staff recommendation.

4.2 Request that staff write to the Riccarton Bush Trust and ask for the timing of the cycleway agreement to be reconsidered and brought forward as this is a matter of urgency.

(5.) EARTHQUAKE CLAIMS UPDATE AS AT 31 JULY 2014

It was **resolved** on the motion of Councillor Manji, seconded by Councillor Lonsdale, that the report be received.

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

13. REPORT OF THE EARTHQUAKE RECOVERY COMMITTEE OF THE WHOLE MEETING OF 4 SEPTEMBER 2014

It was **resolved** on the motion of the Mayor, seconded by Councillor Lonsdale, that the report be received.

14. REPORT OF THE COMMUNITY COMMITTEE MEETING OF 9 SEPTEMBER 2014

(1.) LIBRARIES 2025 FACILITIES PLAN REVIEW

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Clearwater, that this report is referred to the community boards for their formal consideration.

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(2.) ARTS UPDATE REPORT – MAY TO AUGUST 2014

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

- 2.1 Request that a report is prepared which provides information on the implication of extending the Creative Industries Support Fund to wider than the central city.
- 2.2 Places on record its appreciation for the collaborative approach between funders, central government, local government, the wider arts community and their supporters in supporting the city post-earthquake.

(3.) CHAIRPERSON'S REPORT - FUTURE LYTTELTON TUNNEL EVENT

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Turner, that the Council request a meeting be arranged with the Council, New Zealand Transport Authority (NZTA) and the Lyttelton Port Company (LPC) and the chairs of the local community boards to examine the possibility of making the closure of the Lyttelton Tunnel to motorised traffic a regular event.

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

Councillor Jones joined the meeting at 11.50am.

15. REPORT OF THE HOUSING COMMITTEE MEETING OF 9 SEPTEMBER 2014

(1.) FACILITIES REBUILD PROGRAMME SOCIAL HOUSING STATUS UPDATE

Councillor Livingstone moved, seconded by Councillor Cotter, that the report be received and that the Council expresses the urgency with which repairs must be completed on Christchurch closed social housing units.

The motion on being put to the meeting was declared **carried**.

(2.) SOCIAL HOUSING – FINANCIAL STATUS UPDATE

It was **resolved** on the motion of Councillor Livingstone, seconded by Councillor Cotter, that the reports be received.

Councillor Jones left the meeting at 11.55am and returned at 11.59am.

(3.) CHAIRPERSON'S REPORT - ACCOMMODATION SUPPLEMENT INCREASE FOR CHRISTCHURCH

It was **resolved** on the motion of Councillor Livingstone, seconded by Councillor Cotter, that the Council:

- 3.1 Write to the Minister of Social Development, requesting that she bring the Accommodation Supplement for Christchurch, as a sub-region of Area 3 (Canterbury), in line with Area 1 (Auckland), given the close proximity of Area 1 rental levels to those in Christchurch.

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- 3.2 Write to the Ministers of Social Development and Canterbury Earthquake Recovery to request a re-evaluation of the Canterbury Earthquake Temporary Accommodation Service (CETAS) subsidy.

Councillor Cotter left the meeting at 12.05pm.

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

16. COUNCIL NOMINATION – CANTERBURY REGIONAL TRANSPORT COMMITTEE

It was **resolved** on the motion of Councillor Buck, seconded by the Mayor, that the Council

- 16.1 Nominate Councillor Phil Clearwater for the Canterbury Regional Transport Committee, and
- 16.2 Following approval by the Regional Council amend the membership schedule for the 2013-2016 Council Term to reflect this change.

18. APPLICATION TO THE 2014/15 METROPOLITAN DISCRETIONARY RESPONSE FUND – CHRISTCHURCH YOUTH COUNCIL

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Clearwater, that the Council makes a grant of \$20,000 to the Christchurch Youth Council towards salary cost of a fulltime Coordinator.

19. PIONEER EARLY LEARNING CENTRE

It was **resolved** on the motion of Councillor Jones, seconded by Councillor Mayor, that the Council:

- 19.1 Note this report concerning the criteria to be included in a tender of the Pioneer Early Learning Centre; and
- 19.2 Agree to delegate to staff the authority to tender the operation of the Pioneer Early Learning Centre service; and
- 19.2.1 Note that tender documentation and the tender evaluation process will cover appropriate key criteria derived from the consultation referred to in this report.

21. APPOINTMENT OF COUNCIL REPRESENTATIVES TO WATER MANAGEMENT ZONE COMMITTEE SELECTION WORKING GROUPS

It was **resolved** on the motion of the Mayor, seconded by Councillor Clearwater, that the Council reappoint two elected members each to the Christchurch-West Melton and Selwyn- Waihora Selection Working Groups.

22. CHRISTCHURCH STADIUM TRUST FUNDING APPLICATION

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

- 22.1 Agree to fund the Christchurch Stadium Trust in the sum of \$2,000,000 in the form of a loan agreement to purchase leased temporary seating in order to secure the operation of the Temporary Stadium for an extended period up to 31 December 2022.

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22.2 The terms of the loan include but are not limited to:

- The loan shall commence not later than 1 December 2014 and shall expire on 31 December 2022 or such earlier date as the Christchurch Stadium Trust is wound up.
- The loan shall be interest free with principal payments made to a minimum of 60% of the value of the loan (\$1,200,000) as soon as is reasonably possible but no later than 31 December 2022 or such earlier date as the Christchurch Stadium Trust is wound up.
- The loan will be secured over the assets of the Christchurch Stadium Trust by way of a third ranking General Security Agreement.
- Upon winding up of the Christchurch Stadium Trust, the Trust will repay the remaining balance of the loan. The final repayment to be determined according to the available assets of the Trust at the time. Any outstanding balance will be written off by the Council.
- The Christchurch Stadium Trust and the Council may agree to repayment of part of the loan in kind. For example, the Christchurch Stadium Trust may transfer the corporate boxes and/or other assets to the Council on expiry of the loan. Any such assets will be transferred at an agreed value as at the date of expiry of the loan.
- Christchurch Stadium Trust will recognise the Council's contribution in promotional material.

22.3. Allocate the sum of \$2,000,000 from Council's Building and Infrastructure Allowance to fund the Christchurch Stadium Trust purchase of leased temporary seating.

22.4 Resolve that the proceeds of repayment of the loan be returned to the Building and Infrastructure Allowance Fund.

22.5 Recognise that Council's support for the purchase of temporary seating is based upon assurances received from the Christchurch Stadium Trust that it will use its best endeavours to obtain all consents and other authorisations necessary to operate the Stadium on the Addington site during the term of loan.

22.6 Confer upon Council's Recreation and Sports Manager the delegated authority to make such arrangements on Council's behalf as are necessary to give effect to this resolution and ensure that the Council's interests are appropriately protected.

23. RECREATION AND SPORTING HUB AT NGA PUNA WAI SPECIAL CONSULTATIVE PROCEDURE

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

23.1 Approve:

- 23.1.1 The Statement of Proposal (with further minor editorial additions to be made by staff of a contents section, pages numbers etc); and
- 23.1.2 The Summary of Information, which the Council determines is necessary to enable better public understanding of the proposal, for the proposed Recreation and Sporting Hub at Nga Puna Wai (attached to this report as **Attachment 1** and **Attachment 2** respectively).

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- 23.2 Determine in accordance with section 41(9) of the Reserves Act 1977 that the proposed amendment to the Nga Puna Wai and Canterbury Agricultural Park Management Plan 010 relating to the proposed recreation and sporting hub development on Nga Puna Wai attached to this report as **Attachment 3** constitutes a non-comprehensive review of the management plan; and
- 23.2.1 Pursuant to section 41(5A) of the Reserves Act 1977 that written suggestions on the proposed amendment to the management plan would not materially assist in its preparation; and
- 23.2.2 The process for consultation on the proposed amendment of the management plan be the process provided for in section 41(6) of the Reserves Act 1977.
- 23.3 Approve for consultation purposes the proposed amendment to the Nga Puna Wai and Canterbury Agricultural Park Management Plan 2010 relating to the proposed recreation and sporting hub development on Nga Puna Wai attached to this report as **Attachment 3**.
- 23.4 Approve the timelines and decision making process for the Special Consultative Procedure incorporating the management plan amendment consultation required under the Reserves Act, as detailed in section 2.6 of this report.
- 23.5 Appoint a Hearings Panel to consider submissions on the proposed Recreation and Sporting Hub at Nga Puna Wai and the proposed amendment to the management plan and report back to Council no later than April 2015.

24. REPORT OF THE CHIEF EXECUTIVE AND EMPLOYMENT MATTERS COMMITTEE MEETING OF 18 SEPTEMBER 2014

It was **resolved** on the motion of Councillor Mayor, seconded by Councillor Buck, that the report be received.

28. NOTICES OF MOTION

Nil.

29. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** on the motion of the Mayor, seconded by Councillor Buck, that the resolution to exclude the public set out on page 377 of the agenda be adopted.

It was **resolved** on the motion of the Mayor, seconded by Councillor Buck, that the public be readmitted at 2.52pm.

39. CONCLUSION

The meeting concluded at 2.52pm.

CONFIRMED THIS 23RD DAY OF OCTOBER 2014

MAYOR