

Christchurch City Council
MINUTES

Date: Thursday 27 July 2017
Time: 10.05am
Venue: Council Chambers, Civic Offices,
53 Hereford Street, Christchurch

Present

Chairperson	Deputy Mayor Andrew Turner
Deputy Chairperson	Councillor Vicki Buck
Members	Councillor Jimmy Chen
	Councillor Phil Clearwater
	Councillor Pauline Cotter
	Councillor Mike Davidson
	Councillor David East
	Councillor Anne Galloway
	Councillor Jamie Gough
	Councillor Yani Johanson
	Councillor Aaron Keown
	Councillor Glenn Livingstone
	Councillor Raf Manji
	Councillor Deon Swiggs
	Councillor Sara Templeton

27 July 2017

Principal Advisor
Dr Karleen Edwards
Chief Executive
Tel: 941 8554

Christopher Turner-Bullock
Committee Advisor
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Note: Item 22: Submission on Regional Land Transport Plan Variation was withdrawn from the agenda prior to the meeting.

The agenda was dealt with in the following order.

1. Apologies

Council Resolved CNCL/2017/00158

That the apologies for absence from the Mayor and Councillor Scandrett be accepted.

Deputy Mayor/Councillor Cotter

Carried

2. Declarations of Interest

There were no declarations of interest recorded.

3. Public Participation

3.1 Public Forum

3.1.1 Jenny Gillies

Jenny Gillies spoke to the Council regarding the Enchanted Garden in the Tea Kiosk in the Botanic Gardens.

Council Resolved CNCL/2017/00159

That the Council:

1. Thank Jenny Gillies for her participation in the meeting and for the important work she is doing as an international ambassador for the Garden City.
2. Refer the matters raised in the Public Forum to the appropriate Committee (the Social and Community Development Committee).

Deputy Mayor/Councillor Swiggs

Carried

3.2 Deputations by Appointment

3.2.1 E tū and the Living Wage Steering Group

Mat Danaher, representing the E tū and the Living Wage Steering Group spoke to the Council regarding item 16: Living Wage

3.2.2 Southshore Residents Association

Bill Simpson, Chair of the Southshore Residents Association spoke to the Council regarding item 17: South New Brighton Regeneration Planning.

Council Resolved CNCL/2017/00160

That the Council:

1. Note and receive the petition organised by Bill Simpson from the Southshore Residents Association. The petition was signed by 344 residents and the statement of the petition is as follows:

- a. The residents of Southshore write to express our anger and disappointment at the late and inadequate response from Council in relation to flood risk.

The flood events of this weekend highlight what we have been saying to the Council for six and a half years since the earthquake. The previous flood defences on Red Zoned property were demolished and the land scraped and lowered by Red Zone clearance and not reinstated. A new storm water system has been installed to half the community but this inadequate provision is a point of flooding as witnessed in the last few days. Water from the estuary comes up through the drains and floods the street during high tide. Once the high tide has receded the outlets do not allow water to drain out. The temporary bund had gaps in it which lo and behold caused us to flood.

This is a man-made and negligence issue and one that the Council have continued to ignore and deliberately obstruct. We have even offered a solution to try and help which has been met with yet more obstruction. Turning up with diggers after we have flooded is appalling. The time for action is now. As residents of Christchurch we urgently need the City Council to show some long overdue leadership on this issue and we seek urgent, effective remedial action rather than "bandaids".

The council talk of resilient cities - yet the lack of action by the council is resulting in exactly the opposite and causing immense social upset, mental health issues and stress.

- 2. Note the current work underway to address estuary edge issues at Southshore including through the recovery plan in response to the flooding events of 21-23 July; a staff report back to the Council on the OCEL proposal and alternative options for short-term measures (due end of August 2017); and the Southshore and South New Brighton Regeneration Strategy (led by Regenerate Christchurch and CCC, respectively).
 3. Request that the Chief Executive consider the petition in the context of the various work streams already underway related to the Southshore area, including the Regeneration Strategy work being led by Regenerate Christchurch.

Councillor Cotter/Councillor East

Carried

4. Presentation of Petitions

Council received a petition from Bill Simpson, Chair of the Southshore Residents Association. Refer to 3.2.2 above.

5. Council Minutes - 22 June 2017

Council Resolved CNCL/2017/00161

That the Council confirm the Minutes from the Council meeting held 22 June 2017.

AND

That the Council confirm the Minutes from the Council meeting held 30 June 2017.

AND

That the Council confirm the Minutes from the Council meeting held 6 July 2017.

AND

That the Council receives the Minutes from the Innovation and Sustainable Development Committee meeting held 21 June 2017.

AND

That the Council receives the Minutes from the Innovation and Sustainable Development Committee meeting held 7 July 2017.

AND

That the Council receives the Minutes from the Health and Safety Committee meeting held 30 June 2017.

AND

That the Council receives the Minutes from the Infrastructure, Transport and Environment Committee meeting held 29 June 2017.

AND

That the Council receives the Minutes from the Finance and Performance Committee meeting held 5 July 2017.

AND

That the Council receives the Minutes from the Social and Community Development Committee meeting held 19 June 2017.

AND

That the Council receives the Minutes from the Social and Community Development Committee meeting held 5 July 2017.

AND

That the Council receives the Minutes from the Strategic Capability Committee meeting held 7 July 2017.

AND

That the Council receives the Minutes from Te Hononga Council – Papatipu Rūnanga Committee meeting held 29 June 2017.

Deputy Mayor/Councillor Templeton

Carried

6. Council Minutes - 30 June 2017

Council Decision

Refer item 5.

7. Council Minutes - 6 July 2017

Council Decision

Refer item 5.

8. Innovation and Sustainable Development Committee Minutes - 21 June 2017

Council Decision

Refer item 5.

9. Innovation and Sustainable Development Committee Minutes - 7 July 2017

Council Decision

Refer item 5.

10. Health and Safety Committee Minutes - 30 June 2017

Council Decision

Refer item 5.

11. Infrastructure, Transport and Environment Committee Minutes - 29 June 2017

Council Decision

Refer item 5.

13. Finance and Performance Committee Minutes - 5 July 2017

Council Decision

Refer item 5.

14. Social and Community Development Committee Minutes - 19 June 2017

Council Decision

Refer item 5.

15. Social and Community Development Committee Minutes - 5 July 2017

Council Decision

Refer item 5.

18. Strategic Capability Committee Minutes - 7 July 2017

Council Decision

Refer item 5.

19. Te Hononga Council – Papatipu Rūnanga Committee Minutes - 29 June 2017

Council Decision

Refer item 5.

Report from Strategic Capability Committee - 11 May 2017

16. Living Wage

Council Resolved CNCL/2017/00162

That the Council:

1. Leave the report to lie on the table until the Council meeting on 3 August 2017.

Deputy Mayor/Councillor Gough

Carried

24. Community Outcomes and Strategic Priorities

Council Resolved CNCL/2017/00163

That the Council:

1. Leave the report to lie on the table until the Council meeting on 3 August 2017.

Deputy Mayor/Councillor Gough

Carried

Report from Strategic Capability Committee - 7 July 2017

17. South New Brighton Regeneration Planning

Council Resolved CNCL/2017/00164

That the Council:

1. Note the work proposed for the Council to lead and expedite the regeneration planning for the earthquake related damage at South New Brighton.
2. Request staff to report back to the Committee in September 2017 with an update including reference to potential planning processes for the area south of Bridge Street.
3. That the Council write to the Minister for the Environment requesting that given recent serious flooding events in Christchurch and the South Island that the guidance to local government on sea level rise and the National Policy Statement on Natural Hazards be progressed with urgency.

Councillor Cotter/Councillor Manji

Carried

Councillor East left the meeting at 11.30am and returned at 11.37am.

Councillor Galloway left the meeting at 11.55am and returned at 11.57am.

Councillor Livingstone left the meeting at 11.55am and returned at 11.58am.

Councillor Cotter left the meeting at 11.56am and returned at 11.58am.

20. Knights Drain Stormwater Storage and Wetland

Council Resolved CNCL/2017/00165

That the Council:

1. Having considered the assessment of options and alternative sites, and the views and preferences of interested and affected persons identified by way of the consultation process outlined in this report:
 - a. Approves and adopts 'Option A – Storage Pond and Treatment Pond or Wetland' as described in this report to achieve the Remediation Option in relation to the post-earthquake flood mitigation works within the Knights Drain and Aranui area adopted by the Council on 12 November 2015 ("the Project"), and
 - b. Approves and adopts 'Location Option 1 – Adjacent to Knights Drain' described in this report and the land as is shown highlighted in red in Figure 2 contained in this report as the location for the Project ("the Land").
2. Determines that the:
 - a. Project is a public work,
 - b. Land is required for the Project,
 - c. Council accepts financial responsibility for the Project and funding for the purchase of the Land and the construction and commissioning of the Project is provided in the 2015-25 Long Term Plan.
3. Approves the purchase of the Land.
4. Delegates authority to the Property Consultancy Manager to purchase the Land for the Project and dispose of any land necessary to facilitate the project or that becomes surplus, and in doing so to negotiate and enter into any such agreements with all parties on such terms and conditions as he shall consider expedient or necessary.

Councillor Keown/Councillor Cotter

Carried

Report from Finance and Performance Committee - 5 July 2017

12. Review of the Rates Postponement Scheme

Council Resolved CNCL/2017/00166

That the Council:

1. Requests staff to amend the current Rates Postponement Policy for consultation in the 2018 Long Term Plan, so that:
 - a. There is universal access (no asset or income test) for all superannuitants in owner-occupied homes, and access for other owner-occupiers who can demonstrate significant financial hardship.
 - b. 100% of rates may be postponed, provided that the total postponed value shall not exceed 20% of the most recent Rating Valuation.
 - c. An annual interest and administration charge will recover the Council's costs.
 - d. Application must include evidence of adequate financial and legal advice (like a bank loan application), to minimise the risk of future recovery being successfully challenged.
 - e. Understanding of compound interest and the impact on home equity must be re-confirmed each year (staff will include a standard renewal form with first instalment rates invoices, as is currently done for the Rebate scheme).
 - f. The policy is reviewed prior to each future Long Term Plan.

Councillor Manji/Deputy Mayor

Carried

Councillors Keown and Swiggs requested that their votes against this resolution be recorded.

Councillor Keown left the meeting at 12.22pm and returned at 12.24pm.

25. Christchurch Economic Development Strategy

Council Resolved CNCL/2017/00167

That the Council:

1. Approves the Christchurch Economic Development Strategy for implementation.
2. Note that ChristchurchNZ will be undertaking an update/refresh of the Christchurch Economic Strategy in approximately 12 months and that this will specifically consider emerging issues such as effective stewardship of water as a resource, and better targeting groups of citizens who are not in education, employment or training.
3. Agrees that the Strategic Capability Committee receives progress reports on implementation of the Christchurch Economic Development Strategy.
4. Notes that Council officers will work with ChristchurchNZ to establish an appropriate senior officials steering group to oversee the implementation of the Strategy.
5. Amend the wording of the CEDS Action Plan on Page 517 of the Agenda under the heading Realise the Potential of Canterbury's Rural Economy to read "Improve the efficiency of existing irrigation schemes to effectively and sustainably use the region's water resource."

Councillor Cotter/Councillor Buck

Carried

Councillor East requested his vote against resolution 5 be recorded.

Councillors Templeton and Johanson requested their votes against all resolutions be recorded.

Councillor Manji left the meeting at 12.28pm and returned at 12.31pm.

Councillor Chen left the meeting at 12.30pm and returned at 12.33pm.

Councillor Manji left the meeting at 12.51pm and returned at 2.06pm.

Councillor Gough left the meeting at 12.53pm and returned at 1.00pm.

The Council began consideration of item 21 and decided adjourn the item to later in the meeting pending further staff advice.

The meeting adjourned at 1.04pm and reconvened at 2.06pm with Councillors Clearwater, East and Johanson not present.

Councillor Johanson returned at 2.08pm.

Councillor East returned at 2.09pm.

Report from Halswell-Hornby-Riccarton Community Board - 13 June 2017

26. Yaldhurst Village Subdivision - Dedication of Road - Sir John McKenzie Avenue

That the Council:

1. Not agree to a dedication process and inform Infinity Yaldhurst Limited to pursue the matter through the Courts in accordance with the Property Law Act.
2. Agree to meet with the adjoining property owners to discuss options on a way forward regarding the Yaldhurst Village Subdivision.

*A division was requested and was declared **lost** by 5 votes to 9 votes, the voting being as follows:*

For: Councillor Chen, Councillor East, Councillor Johanson, Councillor Keown and Councillor Swiggs

Against: Deputy Mayor Turner, Councillor Buck, Councillor Cotter, Councillor Davidson, Councillor Galloway, Councillor Gough, Councillor Livingstone, Councillor Manji and Councillor Templeton

Councillor Johanson/Councillor Chen

Lost

Council Resolved CNCL/2017/00168

That the Council resolve:

1. That Lots 601 (residential) and 613 (commercial) on LT 448725 will be dedicated under Section 349 of the Local Government Act 1974 as a road, in order for the road to vest.
2. Note that a Deed of Indemnity will be executed by Infinity Yaldhurst Limited which will indemnify and keep indemnified the Council from all actions, proceedings and claims made by any land owner in relation to the Council accepting the dedication of Lots 601 and 613 on LT 448725, as road.
3. Also note that the Council shall not be required to issue a Section 224(c) Certificate under the Resource Management Act 1991 in respect to Lots 601 and 613 on LT 448725 until all the safety audit requirements as specified by the Council, and included in the Variations of the subdivision consent, have been physically built to the Council's satisfaction.
4. That the General Manager City Services be delegated authority to negotiate and enter into on behalf of the Council, such documentation required to implement the dedication.

*A division was requested and was declared **carried** by 9 votes to 5 votes the voting being as follows:*

For: Deputy Mayor Turner, Councillor Buck, Councillor Cotter, Councillor Davidson, Councillor Galloway, Councillor Gough, Councillor Livingstone, Councillor Manji and Councillor Templeton

Against: Councillor Chen, Councillor East, Councillor Johanson, Councillor Keown and Councillor Swiggs

Councillor Buck/Councillor Galloway

Carried

The Council continued considering item 21 at this time.

21. Finalised Draft Cranford Regeneration Plan

Council Resolved CNCL/2017/00169

That the Council:

1. Approves the Draft Cranford Regeneration Plan for submission to Regenerate Christchurch for review under Section 36 of the Greater Christchurch Regeneration Act.
2. Delegates to the Chief Executive the approval to make minor changes to the draft Plan.

Councillor Davidson/Councillor East

Carried

Councillors Clearwater, Cotter, Johanson, Livingstone and Swiggs requested that their votes against the resolution be recorded.

23. Decision Making for Resource Consents

Council Resolved CNCL/2017/00170

That the Council:

1. Adopt the following amended recommendations:
 - a. That Hearings Panels be used to make the notification and substantive decisions for resource consent applications where there is a high degree of complexity (Staff are to prepare a practice note for internal guidance).
 - b. That when Hearings Panels are used, the Hearings Panel shall comprise of an independent and experienced commissioner with Resource Management Act qualified elected members.
 - c. That every three years an independent audit be carried out, by a suitably qualified and experienced resource management practitioner, that examines a representative sample of decisions made on 20 resource consents applications in the context of the requirements under the Resource Management Act. The results of the audit are to be reported to Regulatory Performance Committee as soon as practicable following the report being received, with the first audit being reported back to Committee no later than 30 June 2020.
 - d. That a list of applications of high significance or interest be included in the monthly report to the Regulatory Performance Committee. Also, that applications considered by staff to be of interest to elected members be circulated as soon as practicable following receipt of a complete application to be applicable Community Board for their information.
 - e. That resource consents senior staff visit each Community Board, at least once every elected community board term or upon request, to gain feedback on issues arising from the processing of resource consent applications.

Councillor East/Councillor Gough

Carried

27. Resolution to Exclude the Public

Council Resolved CNCL/2017/00171

That Paul Munro, Chief Executive of Christchurch City Holdings Limited remain after the public have been excluded for Item 39: ChristchurchNZ Ltd – Appointment of the Chair of the Board, of the public excluded agenda as he has knowledge that is relevant to that item and will assist the Council.

AND

That at 3.12pm the resolution to exclude the public set out on pages 540 to 542 of the agenda be adopted.

Deputy Mayor/Councillor Templeton

Carried

The public were re-admitted to the meeting at 3.51pm at which time the meeting concluded.

CONFIRMED THIS 24TH DAY OF AUGUST 2017

**DEPUTY MAYOR ANDREW TURNER
DEPUTY CHAIRPERSON**