

Christchurch City Council
OPEN MINUTES

Date: Thursday 24 February 2022
Time: 2.03pm
Venue: Council Chambers, Civic Offices,
53 Hereford Street, Christchurch

Present

Chairperson	Mayor Lianne Dalziel
Deputy Chairperson	Deputy Mayor Andrew Turner
Members	Councillor Jimmy Chen
	Councillor Catherine Chu – via audiovisual link
	Councillor Melanie Coker
	Councillor Pauline Cotter
	Councillor Mike Davidson
	Councillor Celeste Donovan
	Councillor Anne Galloway
	Councillor James Gough – via audiovisual link
	Councillor Yani Johanson
	Councillor Aaron Keown
	Councillor Sam MacDonald
	Councillor Phil Mauger
	Councillor Jake McLellan
	Councillor Tim Scandrett
	Councillor Sara Templeton

Principal Advisor

Dawn Baxendale
Chief Executive
Tel: 941 6996

Samantha Kelly
Team Leader Hearings and Committee Support
941 6227
samantha.kelly@ccc.govt.nz
www.ccc.govt.nz

1. Apologies Ngā Whakapāha

There were no apologies received.

2. Declarations of Interest Ngā Whakapuaki Aronga

There were no declarations of interest recorded.

3a. Draft Annual Plan 2022/23

Comment

1. Before considering the draft Annual Plan 2022/23 Peter Ryan, Head of Performance Management and Leah Scales, acting General Manager Resources presented the Council Officer report.
2. Following the Council Officer presentation, Councillor MacDonald provided an update regarding the Audit Risk and Management Committees recommendations from its meeting held on 14 February 2022.
3. Councillors were then provided the opportunity to ask questions for clarification regarding the draft Annual Plan 2022/23 and regarding Councillors proposed amendments.

Suspension of Standing Orders

Council Resolved CAPL/2022/00005

That pursuant to Standing Order 3.5 (Temporary Suspension of Standing Orders) the following Standing Orders be suspended to enable a more informal discussion regarding Item 3 on the agenda:

- 17.5: members may speak only once;
- 17.6: limits on number of speakers;
- 18.1: general procedure for speaking and moving motions;
- 18.8: foreshadowed amendments;
- 18.9: lost amendments.

Mayor/Deputy Mayor

Carried

3. Draft Annual Plan 2022/23

Comment

1. Recommendations 1 to 5 below were Moved by the Mayor and Seconded by Deputy Mayor Turner.
2. Recommendation 3 was additional to the staff recommendations.
3. Recommendation 1g was divided into two sections to enable Councillors to vote separately on the proposed increase to children's swim fees including lessons.
4. The meeting then considered Councillor's amendments, as listed below, to be included in the draft 2022/23 Annual Plan consultation.

Council Decision

Motion – Moved by the Mayor and Seconded by Deputy Mayor Turner

That the Council:

1. Notes the following recommendations of the Council's Audit and Risk Management Committee at its meeting on 14 February 2022:
 - a. That the Committee has reviewed the general checklist and sign-off by management, including significant forecasting assumptions, in respect of the information that provides the basis for the Draft 2022/23 Annual Plan.
 - b. Advises the Council that in the Committee's opinion an appropriate process has been followed in the preparation of this information.
2. Approves and adopts for consultation the information contained or referred to in the staff report which provides the basis for the Draft 2022/23 Annual Plan and proposed changes to revenue, financing and rating policies, together with any amendments made by resolution at the meeting, and which includes the following attachments:
 - a. Financial Overview, including changes to the Financial Statements and Funding Impact Statement contained in the Long Term Plan 2021-2031;
 - b. Funding Impact Statement, including Rating information;
 - c. Financial Prudence Benchmarks;
 - d. Proposed Capital Programme, including changes;
 - e. Proposed Changes to Levels of Service;
 - f. Prospective Financial Statements;
 - g1. Proposed Fees and Charges - Increased children's swim fees including lessons;
 - g2. Proposed Fees and Charges, including changes – Excluding increased children's swim fees including lessons;
 - g. Reserves and Trust Funds;
 - h. Capital Endowment Fund;
 - i. Revenue, financing and rating policies;

3. Notes that the information included in resolution 2 above includes the following proposals which are referenced in resolution 6:
 - a. wheelie bin kerbside collection area changes and “opt out” arrangements (as set out in the funding impact statement);
 - b. a new general rate differential for vacant central city land (as set out in the funding impact statement);
 - c. a new policy on the remission and postponement of rates on Maori freehold land;
 - d. other changes to the Council’s revenue and financing and rates remissions policies.
3. Authorises the General Manager Resources and Assistant Chief Executive Officer to make any non-material changes to the documents and/or information attached to or referred to in the staff report.
4. Adopts the Ōtākaro Avon River Corridor activity plan, as a collation of the contributions to this work included in other Council activities (Attachment K).

Mayor/Deputy Mayor

Council Resolved CAPL/2022/00006

Amendment 1. Pukeko Centre

That the Council:

1. As part of the draft 2022/23 Annual Plan approve a grant of \$400,000 from the Capital Endowment Fund to the Pukeko Centre to enable the facility development to proceed to a stage where it can open to the public, subject to the following conditions:
 - a. All grant funds drawn down are matched by the Pukeko centre 1:1.
 - b. No grant funding is drawn down until the project raises sufficient funds to complete to a stage where it can open to the public.
 - c. Capital Endowment funding is set aside in two instalments \$200,000 in 2022/23 and \$200,000 in 2023/24.

Councillor Donovan/Councillor Davidson

Carried

Council Resolved CAPL/2022/00007

Amendment 2. Edgware Pool

1. Noting that the Council resolved on 22 June 2018 to make a capital grant of \$1.25 million to the Edgware Pool Group (i.e. St Albans Pavilion and Pool Incorporated) according to certain conditions, and noting that the St Albans Pavilion and Pool Incorporated have not met those conditions, the Council amends the terms of the grant as follows:
 - a. The Council grants St Albans Pavilion and Pool Incorporated a capital grant of \$3 million to be used for the construction of a community pool on land at 43A Edgware Road, on terms set out in paragraph (b):
 - b. The grant will only be paid to St Albans Pavilion and Pool Incorporated, in instalments at agreed milestones, on confirmation that:

- i. The Head of Recreation, Sports & Events is satisfied that the project brief/scope is appropriate for an outside community pool:
 - ii. A registered Quantity Surveyor has confirmed the total project costs based on developed design and are within the project budget:
 - iii. That St Albans Pavilion and Pool Incorporated have raised the balance of the funds to complete the full project:
 - iv. That St Albans Pavilion and Pool Incorporated has provided to the Council an operational and capital renewal plan and budget with evidence that the ongoing budgets required will be able to be covered by St Albans Pavilion and Pool Incorporated without any Council funding:
 - v. That St Albans Pavilion and Pool Incorporated have entered into and signed a construction contract that is within the project budget:
 - vi. That St Albans Pavilion and Pool Incorporated are solely responsible for any cost escalations in excess of the proposed budget.
- c. The grant will be tagged on the basis that:
- vii. if the terms of the grant are breached, St Albans Pavilion and Pool Incorporated must repay the grant to the Council:
 - viii. in the event of the liquidation or wind up of St Albans Pavilion and Pool Incorporated, the grant will constitute a secured first ranking debt owed to the Council and must be repaid to the Council in accordance with clause 17.2(a) of the St Albans Pavilion and Pool Incorporated's Rules.
2. The conditions of the grant will be set out in a funding agreement with St Albans Pavilion and Pool Incorporated and the Council delegates to the Chief Executive, the authority to enter into and sign the funding agreement on her being satisfied with its terms.
 3. The Council will provide a letter of commitment to St Albans Pavilion and Pool Incorporated detailing the above conditions to provide to other contributors to help with their fundraising efforts.
 4. The Council notes that conditions set out in the Memorandum of Encumbrance (in favour of the Council) and registered against the title for 43A Edgware Road continue to apply. This encumbrance includes a condition that if a community pool has not been built and issued with a certificate of compliance and/or certificate of public use by 20 February 2028, then the Council may demand that the title be transferred to it. This does not apply if construction works have started.

Councillor Cotter/Councillor Davidson

Carried

*The division was declared **carried** by 11 votes to 6 votes the voting being as follows:*

For: Mayor Dalziel, Deputy Mayor Turner, Councillor Chen, Councillor Coker, Councillor Cotter, Councillor Davidson, Councillor Donovan, Councillor Galloway, Councillor Johanson, Councillor McLellan and Councillor Templeton

Against: Councillor Chu, Councillor Gough, Councillor Keown, Councillor MacDonald, Councillor Mauger and Councillor Scandrett

Council Resolved CAPL/2022/00008

Amendment 3. Phillipstown Community Centre

That the Council:

1. Amends the Long Term Plan to add the Phillipstown Community Centre project with funding of \$245,346 in year 2029/30 and 3,461,450 in year 2030/31.

Councillor Johanson/Councillor McLellan

Carried

Councillors Chu, Davidson, Gough, Keown, MacDonald and Scandrett requested that their votes against the resolution be recorded.

Council Resolved CAPL/2022/00009

Amendment 4. Water Quality Improvements

That Council:

1. Amends the Long Term Plan to add funding for the following project to improve water quality over the next three years (2023-2025):
 - a. CPMS ID: 973- Nottingham Stream \$1,950,000
 - b. Opex: waterways planning capacity and community delivery \$375,000

Councillor Johanson/Councillor Cotter

Carried

Councillors Chu, Gough, Keown, MacDonald, Mauger and Scandrett requested that their votes against resolution 1a be recorded.

Councillors Chu, Donovan, Keown, Gough, MacDonald and Mauger requested that their votes against resolution 1b be recorded.

Council Decision

Amendment 4. Water Quality Improvements (continued)

That Council:

2. Amends the Long Term Plan to add funding of \$19,218,000 of capex and \$375,000 opex towards the following projects to improve water quality over the next three years (2023-2025):
 - a. CPMS ID: 50664- Programme- SW Waterway Ecology and Water Quality Improvement – \$2,236,000
 - b. CPMS ID: 41987- SW Addington Brook and Riccarton Drain Filtration Devices - \$3,065,000
 - c. CPMS ID: 19398- Heathcote SMP- \$4,897,000
 - d. CPMS ID: 41897- SW Horners Kruses Basin- \$4,025,000
 - e. CPMS ID: 45211- Styx SMP – Provisional Project

Councillor Johanson/Councillor Cotter

Lost

The division was declared **lost** by 2 votes to 15 votes the voting being as follows:

For: Councillor Coker and Councillor Johanson

Against: Mayor Dalziel, Deputy Mayor Turner, Councillor Chen, Councillor Chu, Councillor Cotter, Councillor Davidson, Councillor Donovan, Councillor Galloway, Councillor Gough, Councillor Keown, Councillor MacDonald, Councillor Mauger, Councillor McLellan, Councillor Scandrett and Councillor Templeton

Council Decision

Amendment 5. Off Street Car parking fees

That Council:

1. Reduces its off street car parking charges at Lichfield Street and the Art Gallery Car parking building to \$2 per hour.

Councillor Johanson/Councillor Keown

Lost

The division was declared **lost** by 8 votes to 9 votes the voting being as follows:

For: Councillor Chen, Councillor Chu, Councillor Gough, Councillor Johanson, Councillor Keown, Councillor MacDonald, Councillor Mauger and Councillor Scandrett

Against: Mayor Dalziel, Deputy Mayor Turner, Councillor Coker, Councillor Cotter, Councillor Davidson, Councillor Donovan, Councillor Galloway, Councillor McLellan and Councillor Templeton

Council Decision

Amendment 6. Cutler Park

That Council:

1. Makes budget provision of \$100,000 to renew Cutler Park playground.

Councillor Johanson/Councillor McLellan

Lost

Amendment 7. Gloucester Street

The following amendment was Moved by Councillor Johanson and Seconded by Councillor Mauger:

1. AAC CPMS ID 18371 - That this budget is reduced to \$500,000 and that the balance of \$2.9 million is put towards the Ferry Rd (Phillipstown section) for safety and amenity improvements, the Opawa Rd village safety and amenity improvements, Radley Street (Garlands Rd to Ferry Rd) safety and amenity improvements and roading maintenance in the east.

Councillor Johanson/Councillor Mauger

With the agreement of the Mover and Seconder the amendment was updated to the following:

Council Resolved CAPL/2022/00010

Amendment 7. Gloucester Street

That the Council:

1. Requests staff to provide further information on the AAC Gloucester Street project CPMS ID 18371 and reprioritising options for other suburban projects.

Councillor Johanson/Councillor Mauger

Carried

Councillors Cotter, Davidson, Donovan, Galloway, McLellan and Templeton requested that their votes against the resolution be recorded.

Council Decision

Amendment 8. Trees

That Council amends the Long Term Plan in the draft annual plan to include:

1. \$50,000 on for district planning advice relating to improving protection of trees.
2. \$150,000 for installing purpose-built tree pits to support large mature trees and planting in suitable spaces within low canopy areas.

Councillor Johanson/Councillor Cotter

Lost

Councillor Johanson requested that his vote for the resolution be recorded.

Council Decision

Amendment 9. Rubbish Bin Removal from Parks


That Council:

1. Consults on the level of service change as part of its proposed draft annual plan.

Councillor Johanson/Councillor Keown

Lost

Attachments

- A AP22/23 - Councillor proposed amendments and Officer advice 

The meeting adjourned at 5pm and reconvened at 5.12pm.

3. Continued. Draft Annual Plan 2022/23

After all amendments had been considered the following substantive motion was reached.

Council Resolved CAPL/2022/00011

That the Council:

1. Notes the following recommendations of the Council's Audit and Risk Management Committee at its meeting on 14 February 2022:
 - a. That the Committee has reviewed the general checklist and sign-off by management, including significant forecasting assumptions, in respect of the information that provides the basis for the Draft 2022/23 Annual Plan.
 - b. Advises the Council that in the Committee's opinion an appropriate process has been followed in the preparation of this information.
3. Notes that the information included in resolution 2 above includes the following proposals which are referenced in resolution 6:
 - a. wheelie bin kerbside collection area changes and "opt out" arrangements (as set out in the funding impact statement);
 - b. a new general rate differential for vacant central city land (as set out in the funding impact statement);
 - c. a new policy on the remission and postponement of rates on Maori freehold land;
 - d. other changes to the Council's revenue and financing and rates remissions policies.
4. Authorises the General Manager Resources and Assistant Chief Executive Officer to make any non-material changes to the documents and/or information attached to or referred to in the staff report.
5. Adopts the Ōtākaro Avon River Corridor activity plan, as a collation of the contributions to this work included in other Council activities (Attachment K).

Mayor/Deputy Mayor

Carried

Council Decision

That the Council:

2. Approves and adopts for consultation the following attachment:
 - g1. Proposed Fees and Charges - Increased children's swim fees including lessons;

Mayor/Deputy Mayor

Lost

Council Resolved CAPL/2022/00012

That the Council:

2. Approves and adopts for consultation the information contained or referred to in the staff report which provides the basis for the Draft 2022/23 Annual Plan and proposed changes to revenue, financing and rating policies, together with any amendments made by resolution at the meeting, and which includes the following attachments:
 - a. Financial Overview, including changes to the Financial Statements and Funding Impact Statement contained in the Long Term Plan 2021-2031;
 - b. Funding Impact Statement, including Rating information;
 - c. Financial Prudence Benchmarks;
 - d. Proposed Capital Programme, including changes;
 - e. Proposed Changes to Levels of Service;
 - f. Prospective Financial Statements;
 - g2. Proposed Fees and Charges, including changes - Excluding increased children's swim fees including lessons;
 - g. Reserves and Trust Funds;
 - h. Capital Endowment Fund;
 - i. Revenue, financing and rating policies;

Mayor/Deputy Mayor

Carried

Councillors Chu, Gough, Johanson, Keown, MacDonald and Mauger requested that their votes against the resolutions be recorded.

3. Continued. Draft Annual Plan 2022/23

Council Resolved CAPL/2022/00013

That the Council:

6. Approves and adopts for public consultation the Consultation Document for the Draft 2022/23 Annual Plan (Attachment L), noting that staff will prepare and attach links to additional consultation material relating to the following proposals:
 - a. wheelie bin kerbside collection area changes and "opt out" arrangements (as set out in the funding impact statement);
 - b. a new general rate differential for vacant central city land (as set out in the funding impact statement);
 - c. a new policy on the remission and postponement of rates on Maori freehold land;
 - d. other changes to the Council's revenue and financing and rates remissions policies;

7. Notes that the additional consultation material will include details of the proposed changes, the reasons for them and the reasonably practicable options identified.
8. Approves the following process for consultation:
 - a. Public Notices in The Star, The Press, and on the Council's website from 11 March 2022;
 - b. All relevant information and documents, including the updated Consultation Document, made available at Council offices, libraries, service centres, and on the Council's website on 11 March 2022;
 - c. The period for making submissions will run from 11 March 2022 to 11:59pm on 18 April 2022;
 - d. For people who indicate they wish to, opportunities will be provided for them to present oral submissions;
 - e. Oral submissions will be heard in May 2022;
 - f. All submissions will then be considered by the Council before it meets on Tuesday 21 June 2022 to adopt the Annual Plan 2022/23.

Mayor/Deputy Mayor

Carried

Resumption of Standing Orders

Council Resolved CAPL/2022/00014

That Standing Orders 17.5, 17.6, 18.1, 18.8 and 18.9 now apply.

Mayor/Deputy Mayor

Carried

3. Draft Annual Plan 2022/23 - Substantive Motion including all carried amendments

Secretarial Note: For convenience below is the full substantive motion containing all carried amendments to be included in the draft 2022/23 Annual Plan. Please refer to the individual items above for the voting records.

That the Council:

1. Notes the following recommendations of the Council's Audit and Risk Management Committee at its meeting on 14 February 2022:
 - a. That the Committee has reviewed the general checklist and sign-off by management, including significant forecasting assumptions, in respect of the information that provides the basis for the Draft 2022/23 Annual Plan.
 - b. Advises the Council that in the Committee's opinion an appropriate process has been followed in the preparation of this information.
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 - d. Proposed Capital Programme, including changes;
 - e. Proposed Changes to Levels of Service;
 - f. Prospective Financial Statements;
 - g. Proposed Fees and Charges, including changes – Excluding increased children's swim fees including lessons;
 - g. Reserves and Trust Funds;
 - h. Capital Endowment Fund;
 - i. Revenue, financing and rating policies.
3. Notes that the information included in resolution 2 above includes the following proposals which are referenced in resolution 6:
 - a. wheelie bin kerbside collection area changes and "opt out" arrangements (as set out in the funding impact statement);
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 - c. a new policy on the remission and postponement of rates on Maori freehold land;
 - d. other changes to the Council's revenue and financing and rates remissions policies.

4. Authorises the General Manager Resources and Assistant Chief Executive Officer to make any non-material changes to the documents and/or information attached to or referred to in the staff report.
5. Adopts the Ōtākaro Avon River Corridor activity plan, as a collation of the contributions to this work included in other Council activities (Attachment K).
6. Approves and adopts for public consultation the Consultation Document for the Draft 2022/23 Annual Plan (Attachment L), noting that staff will prepare and attach links to additional consultation material relating to the following proposals:
 - a. wheelie bin kerbside collection area changes and “opt out” arrangements (as set out in the funding impact statement);
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7. Notes that the additional consultation material will include details of the proposed changes, the reasons for them and the reasonably practicable options identified.
8. Approves the following process for consultation:
 - a. Public Notices in The Star, The Press, and on the Council’s website from 11 March 2022;
 - b. All relevant information and documents, including the updated Consultation Document, made available at Council offices, libraries, service centres, and on the Council’s website on 11 March 2022;
 - c. The period for making submissions will run from 11 March 2022 to 11:59pm on 18 April 2022;
 - d. For people who indicate they wish to, opportunities will be provided for them to present oral submissions;
 - e. Oral submissions will be heard in May 2022;
 - f. All submissions will then be considered by the Council before it meets on Tuesday 21 June 2022 to adopt the Annual Plan 2022/23.

Amendments to be included in the draft 2022/23 Annual Plan

Amendment 1. Pukeko Centre

That the Council:

1. As part of the draft 2022/23 Annual Plan approve a grant of \$400,000 from the Capital Endowment Fund to the Pukeko Centre to enable the facility development to proceed to a stage where it can open to the public, subject to the following conditions:
 - a. All grant funds drawn down are matched by the Pukeko centre 1:1.
 - b. No grant funding is drawn down until the project raises sufficient funds to complete to a stage where it can open to the public.
 - c. Capital Endowment funding is set aside in two instalments \$200,000 in 2022/23 and \$200,000 in 2023/24.

Amendment 2. Edgware Pool

1. Noting that the Council resolved on 22 June 2018 to make a capital grant of \$1.25 million to the Edgware Pool Group (i.e. St Albans Pavilion and Pool Incorporated) according to certain conditions, and noting that the St Albans Pavilion and Pool Incorporated have not met those conditions, the Council amends the terms of the grant as follows:
 - a. The Council grants St Albans Pavilion and Pool Incorporated a capital grant of \$3 million to be used for the construction of a community pool on land at 43A Edgware Road, on terms set out in paragraph (b):
 - b. The grant will only be paid to St Albans Pavilion and Pool Incorporated, in instalments at agreed milestones, on confirmation that:
 - i. The Head of Recreation, Sports & Events is satisfied that the project brief/scope is appropriate for an outside community pool:
 - ii. A registered Quantity Surveyor has confirmed the total project costs based on developed design and are within the project budget:
 - iii. That St Albans Pavilion and Pool Incorporated have raised the balance of the funds to complete the full project:
 - iv. That St Albans Pavilion and Pool Incorporated has provided to the Council an operational and capital renewal plan and budget with evidence that the ongoing budgets required will be able to be covered by St Albans Pavilion and Pool Incorporated without any Council funding:
 - v. That St Albans Pavilion and Pool Incorporated have entered into and signed a construction contract that is within the project budget:
 - vi. That St Albans Pavilion and Pool Incorporated are solely responsible for any cost escalations in excess of the proposed budget.
 - c. The grant will be tagged on the basis that:
 - vii. if the terms of the grant are breached, St Albans Pavilion and Pool Incorporated must repay the grant to the Council:
 - viii. in the event of the liquidation or wind up of St Albans Pavilion and Pool Incorporated, the grant will constitute a secured first ranking debt owed to the Council and must be repaid to the Council in accordance with clause 17.2(a) of the St Albans Pavilion and Pool Incorporated's Rules.
2. The conditions of the grant will be set out in a funding agreement with St Albans Pavilion and Pool Incorporated and the Council delegates to the Chief Executive, the authority to enter into and sign the funding agreement on her being satisfied with its terms.
3. The Council will provide a letter of commitment to St Albans Pavilion and Pool Incorporated detailing the above conditions to provide to other contributors to help with their fundraising efforts.
4. The Council notes that conditions set out in the Memorandum of Encumbrance (in favour of the Council) and registered against the title for 43A Edgware Road continue to apply. This encumbrance includes a condition that if a community pool has not been built and issued with a certificate of compliance and/or certificate of public use by 20 February 2028, then the Council may demand that the title be transferred to it. This does not apply if construction works have started.

Amendment 3. Phillipstown Community Centre

That the Council:

1. Amends the Long Term Plan to add the Phillipstown Community Centre project with funding of \$245,346 in year 2029/30 and 3,461,450 in year 2030/31.

Amendment 4. Water Quality Improvements

That Council:

1. Amends the Long Term Plan to add funding for the following project to improve water quality over the next three years (2023-2025):
 - a. CPMS ID: 973- Nottingham Stream \$1,950,000
 - b. Opex: waterways planning capacity and community delivery \$375,000

Amendment 7. Gloucester Street

That the Council:

1. Requests staff to provide further information on the AAC Gloucester Street project CPMS ID 18371 and reprioritising options for other suburban projects.

Meeting concluded at 5.19pm.

CONFIRMED THIS 10th DAY OF MARCH 2022

**MAYOR LIANNE DALZIEL
CHAIRPERSON**