

**Christchurch City Council**  
**MINUTES**

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**Date:** Wednesday 14 December 2022  
**Time:** 9.33am  
**Venue:** Council Chambers, Civic Offices,  
53 Hereford Street, Christchurch

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**Present**

Chairperson	Mayor Phil Mauer
Deputy Chairperson	Deputy Mayor Pauline Cotter
Members	Councillor Kelly Barber
	Councillor Melanie Coker
	Councillor Celeste Donovan
	Councillor Tyrone Fields
	Councillor James Gough
	Councillor Tyla Harrison-Hunt
	Councillor Victoria Henstock
	Councillor Yani Johanson
	Councillor Aaron Keown
	Councillor Sam MacDonald
	Councillor Jake McLellan
	Councillor Andrei Moore
	Councillor Mark Peters
	Councillor Tim Scandrett
	Councillor Sara Templeton

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**Principal Advisor**

Dawn Baxendale  
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**Karakia Tīmatanga:** Given by all Councillors

## External Recognition for Council Services

The Mayor, on behalf of the Council acknowledged the following external awards for Council services:

- Te Pou Toetoe: Linwood Pool won the outstanding pool award at the New Zealand Recreation Awards.
- The He Puna Taimoana Team – Hot Pools by the Sea Project Team won the Property Council New Zealand Supreme Excellence Award and the Resene Urban Design Award at the South Island Property Council awards.
- The Christchurch Town Hall Team won the Co-Studio Best Team Award at the South Island Property Council awards and Venues Ōtautahi won the Medium Venue of the Year at the 2022 Entertainment Venues Association of NZ awards.

Councillor Templeton left the meeting at 9.39 am and returned at 9.42 am.

The agenda was dealt with in the following order.

### 1. Apologies Ngā Whakapāha

There were no apologies received.

### 2. Declarations of Interest Ngā Whakapuaki Aronga

Councillor Scandrett declared an interest in items 16 and 17.

Councillor Templeton declared an interest in Public Excluded Item 21.

#### 2.1 Declaration by the Auditor-General

In relation to Item 15 the Council received a Declaration by the Auditor-General pursuant to section 6 of the Local Authorities (Members' Interests) Act 1968. The declaration allowed the Mayor and Councillors to vote on and participate in Item 15 the 'Review of the Council's Policy for the Appointments and Remuneration of Directors of Council Organisations' as scheduled to be considered at the meeting Wednesday, 14th December 2022. This declaration was necessary as potentially, all members had a financial interest as all members are potentially appointable as councillor-directors. The Auditor-General considers that it is in the interests of the community for all councillors to be able to participate in the review of this policy. Please note that the declaration only covers the current review and does not apply to future reviews.

#### Attachments

- A Letter from Office of the Auditor-General to Christchurch City Council 

### 3. Public Participation Te Huinga Tūmatanui

#### 3.1 Public Forum Te Huinga Whānui

There were no public forum presentations.

Councillor MacDonald left the meeting at 9.49am.

### 3.2 Deputations by Appointment Ngā Huinga Whakaritenga

#### 3.2.1 Anne Galloway

Anne Galloway, Selwyn Gamble and Mia Sutherland (via audio/visual link) tabled a letter and spoke regarding item 13 Council Portfolios and the need to continue Te Pae Pūkari – Youth Committee.

#### Attachments

- A Letter to Mayor and Christchurch City Councillors from Te Pae Pūkari 

Councillor McLellan left the meeting at 9.54am and returned at 9.56am during item 4.1.  
Councillor Barber left the meeting at 10am during item 4.1.

## 4. Presentation of Petitions Ngā Pākikitanga

### 4.1 Lynn Bunn

Lynn Bunn presented a petition on behalf of the Preston Park Subdivision residents regarding the signalised entrance from Mairehau Road onto Prestons Park Drive.

The petition was available online (refer to link below) and a separate hardcopy was tabled at the meeting (refer Attachment 4.1A). The petition contained 693 signatories and requested for the signalised entrance from Mairehau Road onto Prestons Park Drive approved in the subdivision consent in 2015 be implemented as soon as possible.


The petitioner requested for regular communication regarding updates on the process which was noted.

The Council also noted the need for future substantial developments to have two way exits and requested for this to be discussed with staff as part of District Plan matters.

Link to electronic petition:

[https://www.petitions.nz/signatures/signalized\\_entrance\\_road\\_from\\_mairehau\\_road\\_onto\\_prestons\\_park\\_drive\\_to\\_be\\_constructed\\_asa/](https://www.petitions.nz/signatures/signalized_entrance_road_from_mairehau_road_onto_prestons_park_drive_to_be_constructed_asa/)

#### Attachments

- A Prestons Park residents petition regarding Prestons Park Drive signalized entrance onto Mairehau Road 

## 22. Resolution to Include Supplementary Reports

Council Resolved CNCL/2022/00203

That the reports be received and considered at the Council meeting on Wednesday, 14 December 2022.

**Open Items**

23. Council Draft Annual Report for the year ended 30 June 2022

**Public Excluded Items**

24. CCO Appointments' Committee  
25. Chief Executive Employment Matters

Mayor/Councillor Scandrett

**Carried**

**5. Audit and Risk Management Committee Minutes - 22 November 2022**

**Council Resolved CNCL/2022/00204**

That the Council receives the Minutes from the Audit and Risk Management Committee meeting held 22 November 2022.

Councillor McLellan/Councillor Scandrett

**Carried**

Councillor Barber returned to the meeting at 10.04am during consideration of item 6.

Councillor Gough left the meeting at 10.09am and returned at 10.19am during consideration of item 6.

Councillor Fields left the meeting at 10.14am during consideration of item 6.

The meeting adjourned at 10.19am during consideration of item 6 and reconvened at 10.24am.

Councillors Barber, Gough, Keown and MacDonald were not present at this time.

**6. Proposed Alcohol Ban for Woolston Village Area**

Council Officers and Senior Constable Ross joined the table to present the report and answer questions of clarification.

The Officer Recommendations were moved by Councillor Peters.

An amendment was put forward by Councillor Johanson to extend the temporary alcohol ban to include a further section between St Johns Street, Ferry Road and Rutherford Street.

The Council agreed to let the item lie on the table until later in the meeting to enable Council Officers to provide further advice regarding the feasibility of the extension.

Councillor Keown returned to the meeting at 10.27am during consideration of item 7.

Councillors Barber and Gough returned to the meeting at 10.29am during the debate on item 7.

## 7. 2022/2023 Capital Endowment Fund

### Council Resolved CNCL/2022/00205

#### Officer Recommendations accepted without change

That the Council:

1. Approves a grant of \$120,000 from its 2022/23 Capital Endowment Fund to Oxford Terrace Baptist Church towards the Fit out of Social Housing Units. Conditional upon:
  - a. The Oxford Terrace Baptist Church demonstrating that they have sufficient resources to complete the project.

Councillor McLellan/Councillor Peters

**Carried**

Deputy Mayor Cotter left the meeting at 10.40am and returned at 10.43am during consideration of item 8. Councillor MacDonald returned to the meeting at 10.47am during discussion of item 8.

## 8. Footpath repairs - options, costs and risks

The Council accepted the Staff Recommendations including an additional resolution (6) and including the word 'operational' to resolution 5.

### Council Resolved CNCL/2022/00206

That the Council:

1. Receives the report and confirms staff will work with the maintenance contractors to plan and cost the implementation of roving footpath crews in the city (option 3).
2. Notes that any decisions on additional funding will be progressed as part of the FY24 Annual Plan.
3. Notes that staff will undertake more detailed analysis of the preferred option to inform both the Annual Plan and the Long Term Plan.
4. Notes that staff will continue to work with the University of Canterbury to progress options for efficient and cost effective collection of footpath condition data.
5. Notes that staff will start a review of the operational tree removal process in Q1 of 2023, with the aim of improving the customer experience.
6. That Council prioritise the retention of street and park trees across the city, as outlined in the Tree Policy, and always use best endeavours to work around trees due to the community wide and environmental benefits that they bring.

Mayor/Councillor Peters

**Carried Unanimously**

## 14. Mayor's Monthly Report - November - December 2022

### Council Resolved CNCL/2022/00207

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**Officer Recommendations accepted without change**

That the Council:

1. Receive the information in this Report.

Mayor/Councillor MacDonald

**Carried**

The meeting adjourned at 10.56am and reconvened at 11.20am. Councillor MacDonald was not present at this time.

## **6. Proposed Alcohol Ban for Woolston Village Area**

Council Officers and Senior Constable Ross returned the table to advise that the temporary alcohol ban would not be able to be extended to the suggested area for the following reasons:

- The area suggested was not a clear boundary.
- A temporary alcohol ban cannot be applied to private land, even if the land was publically accessible, unless the owner agreed. At this stage staff did not have the owners agreement to extend the temporary ban.
- If required, the Police would be able to use provisions under the Trespass Act for incidents on private land.
- If required, the Police would be able to use other existing legislation to deal with any incidents on public spaces (e.g. footpaths) outside private land.

The Officer Recommendations were Moved by Councillor Peters and Seconded by Councillor Donovan and declared carried.

### **Council Resolved CNCL/2022/00208**

#### **Officer Recommendations accepted without change**

That the Council:

1. Resolves it is satisfied that:
  - a. There is evidence that the area to which the temporary Alcohol Ban will apply has experienced a high level of crime or disorder and that this can be shown to have been caused, or made worse, by the consumption of alcohol in public spaces within the area; and
  - b. The ban, made under the Council's Alcohol Restrictions in Public Places Bylaw, as applied by the resolution:
    - i. is appropriate and proportionate in the light of the evidence; and
    - ii. can be justified as a reasonable limitation on people's rights and freedoms.
2. Resolves to impose under Clause 5 of the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2018 a temporary alcohol ban to both sides of the streets in the area bounded by: Hargood Street, Glenroy Street, St. Johns Street, Ferry Road, Rutherford Street, Heathcote River (running along Radley Park), Cumnor Terrace, Riley Crescent, Laura Kent Park walkway, and back to Hargood Street (see Attachment A – map), 24 hours a day, seven days a week six months from adoption of this resolution.

3. Requests staff review the effectiveness of the temporary ban in 2023 and report back to Council on whether the ban should be made permanent.

Councillor Peters/Councillor Donovan

**Carried**

## **12. Appointment of Recess Committee 2022/2023**

**Council Resolved CNCL/2022/00209**

### **Officer recommendations accepted without change**

That the Council:

1. Appoints a Recess Committee comprising of the Mayor or Deputy Mayor or Councillors Henstock, McLellan and Peters and a minimum of any three Councillors (quorum to include Mayor or Deputy Mayor or Councillors Henstock, McLellan and Peters, to be authorised to make any urgent decisions of the Council required during the period 15 December 2022 and 24 January 2023 (both days inclusive).
2. Notes that any meeting of the Recess Committee will be publically notified and the details forwarded to all Councillors, all of whom can participate.
3. Notes that any decisions made will be reported to the Council for record purposes.

Mayor/Deputy Mayor

**Carried**

Councillors Barber, McLellan and Henstock left the meeting at 11.38am during consideration of item 11.

## **11. Residual disinfection (chlorine) exemption for drinking water**

**Council Resolved CNCL/2022/00210**

### **Officer Recommendations accepted without change**

That the Council:

1. Receive the information in the Residual disinfection (chlorine) exemption for drinking water Report.

Councillor Coker/Councillor Fields

**Carried**

## **10. Three Waters activities report July, August, September and October 2022**

The Council received the information and requested a Memo regarding an update on the Ilam Stream by March 2023.

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**Council Resolved CNCL/2022/00211**

**Officer Recommendations accepted without change**

That the Council:

1. Receive the information in the Three Waters activities report July, August, September and October 2022.

Deputy Mayor/Councillor Keown

**Carried**

Councillor Harrison-Hunt left the meeting at 12.10pm and returned at 12.12pm during consideration of item 9.

Councillors MacDonald and McLellan returned to the meeting at 12.13pm during consideration of item 9.

Councillor Gough left the meeting at 12.14pm and returned at 12.17pm during consideration of item 9.

Councillor Barber returned to the meeting at 12.14pm during consideration of item 9.

Councillor Henstock returned to the meeting at 12.15pm during consideration of item 9.

Councillor McLellan left the meeting at 12.18pm and returned at 12.20pm during consideration of item 9.

## **9. Review of solid waste bylaws and proposed replacement Waste Management and Minimisation Bylaw**

Council Officers joined the table to present the report and advised that, as part of the consultation, a question would be included to seek feedback from the community on whether they wish the Council to address shopping trolleys that are not returned to supermarkets.

**Council Resolved CNCL/2022/00212**

**Officer Recommendations accepted without change**

That the Council:

1. Note that this report relates to the review of the Waste Management Bylaw 2009 and Cleanfill and Waste Handling Bylaw 2015.
2. Receive in accordance with section 160 of the Local Government Act 2002 the attached report on the review of the current bylaws including the Section 155 analysis of the current bylaws (Attachment C).
3. Receive the Clause by Clause Analysis of the proposed draft 2023 bylaw (Attachment D).
4. Agree, as a result of the review, to revoke the 2009 and 2015 bylaws and replace them with one integrated bylaw, the Waste Management and Minimisation Bylaw 2023 (Attachment A) together with terms and conditions made under the bylaw (Attachment B), noting both will be subject to consultation as outlined in recommendation 6 and 7.
5. Resolve, in accordance with section 155 of the Local Government Act 2002, that the proposed draft Waste Management and Minimisation Bylaw 2023:
  - a. is the most appropriate way of addressing the perceived problems; and
  - b. is the most appropriate form of bylaw; and
  - c. does not give rise to any implications under the New Zealand Bill of Rights Act 1990.



6. Adopt the proposed draft Waste Management and Minimisation Bylaw 2023 (Attachment A), for consultation.
7. Adopt the draft terms and conditions (Attachment B) for consultation.
8. Note that staff will prepare a consultation document for the proposal.
9. Note that the consultation process will include:
  - advertising the proposal in social and print media, Council’s website and ‘Newline’,
  - direct notification of parties identified as being affected and/or interested,
  - making available the consultation document and proposed bylaw and terms and conditions online and through libraries and service desks,
  - allowing a four week period for submitters to provide their views via ‘HaveYourSay’, by email or in writing, and
  - provision for submitters to be heard on their views.
10. Convene a hearings panel to receive and hear submissions on the proposed replacement bylaw, deliberate on these submissions, and make recommendations to the Council on the final form of the bylaw and terms and conditions.

Councillor Templeton/Councillor Harrison-Hunt

**Carried**

## 16. Venues Ōtautahi - Annual Report 2021/22 and 2022 Annual General Meeting by Shareholders' Resolution

The following Venues Ōtautahi staff joined the table to present the report:  
Caroline Harvie-Teare (Chief Executive), Gill Cox (Chair) and Dale Andrews (General Manager Corporate Services)

### Council Resolved CNCL/2022/00213

#### Officer Recommendations accepted without change

That the Council:

1. Receives Venues Ōtautahi's Annual Report for the year ended 30 June 2022;
2. Receives Venues Ōtautahi Quarter 1 2022/23 Performance Report for the quarter 1 July to 30 September 2022; and
3. Resolves in favour of Venues Ōtautahi holdings its Annual General Meeting for 2022 by written shareholder resolution.

Councillor Templeton/Councillor Peters

**Carried**

Councillor Scandrett sat back from the table and did not participate in the discussion or voting on this item.

Councillor Scandrett left the meeting at 12.38pm and returned at 12.41pm during consideration of item 13.

### **13. Council Portfolios**

The Mayor Moved a set of updated recommendations which were Seconded by Councillor MacDonald (refer to resolutions 1 to 3 below). With the agreement of the Mover and Seconder an additional recommendation (4) was included regarding the establishment of a Youth Committee - Te Pae Pikari.

Councillor Johanson put forward the following foreshowed motion should recommendation 2 fail.

*Establish the additional portfolios as follows with terms of reference to be confirmed at the next ordinary Council meeting:*

- a. *Councillor Andrei Moore – Arts and Culture*
- b. *Councillor Celeste Donovan – Suburban Regeneration and Urban Development*
- c. *Councillor Tyrone Fields – Homelessness*
- d. *Councillor Yani Johanson – Sports, Recreation and Community*

Recommendations 1 to 4 were voted on individually and declared carried.

#### **Officer Recommendations**

That the Council:

1. Adopts the Terms of Reference for Portfolio roles.
2. Agrees to allow time for the five adopted Portfolios to 'bed in', so that their effectiveness and workload commitments can be assessed before any additional ones are considered.
3. Note the staff advice that Council has a Multicultural Advisory Group and a Youth Council in place which negate the requirement for Multicultural and Youth committees.

#### **Recommendations Moved by the Mayor and Seconded by Councillor MacDonald**

That the Council:

1. Adopts the Terms of Reference for Portfolio roles.
2. Agrees to allow nine months for the five adopted Portfolios to 'bed in', so that their effectiveness and workload commitments can be assessed before any additional ones are established.
3. If recommendation 2 is carried, agrees to receive proposals from Councillors for additional proposals over the next nine months with the right to decide whether or not to establish them after nine months.
4. Agree that Council re-establish a Youth Committee Te Pae Pikari, comprising Councillors Harrison-Hunt, Coker, McLellan, Donovan and Moore and ask the members to report back to Council by March 2023 on a refined Terms of Reference, including external membership and on mechanism to increase youth participation.

Mayor/Councillor MacDonald

**Carried/Lost**

**Council Resolved CNCL/2022/00214**

That the Council:

1. Adopts the Terms of Reference for Portfolio roles.

Mayor/Councillor MacDonald

**Carried**

**Council Resolved CNCL/2022/00215**

That the Council:

2. Agrees to allow nine months for the five adopted Portfolios to 'bed in', so that their effectiveness and workload commitments can be assessed before any additional ones are established.

Mayor/Councillor MacDonald

**Carried**

Councillor Johanson requested for his vote against resolution 2 be recorded.

**Council Resolved CNCL/2022/00216**

That the Council:

3. If recommendation 2 is carried, agrees to receive proposals from Councillors for additional proposals over the next nine months with the right to decide whether or not to establish them after nine months.

Mayor/Councillor MacDonald

**Carried**

Councillor Johanson requested for his vote against resolution 3 be recorded.

**Council Resolved CNCL/2022/00217**

That the Council:

4. Agree that Council re-establish a Youth Committee Te Pae Pikari, comprising Councillors Harrison-Hunt, Coker, McLellan, Donovan and Moore and ask the members to report back to Council by March 2023 on a refined Terms of Reference, including external membership and on mechanism to increase youth participation.

Mayor/Councillor MacDonald

**Carried**

The meeting adjourned at 12.50pm and reconvened at 1.55pm. Councillors Gough, Henstock and Templeton were not present at this time.

## **17. Venues Ōtautahi - Draft Letter of Expectations for 2023/24**

### **Council Resolved CNCL/2022/00218**

#### **Officer Recommendations accepted without change**

That the Council:

1. Approves the draft Letter of Expectations for Venues Ōtautahi for 2023/24.

Councillor MacDonald/Councillor Keown

**Carried**

Councillor Scandrett sat back from the table and did not take part in discussion.

Councillors Gough and Templeton returned to the meeting at 1.57pm during consideration of item 18.  
Councillor Henstock returned to the meeting at 1.58pm during consideration of item 18.

## **18. ChristchurchNZ Holdings Ltd - Draft Letter of Expectations for 2023/24**

The Officer Recommendation was Moved by Councillor Templeton and Seconded by Councillor Keown with the inclusion of an additional recommendation (refer to resolution 3).

An amendment (refer to resolution 2) was Moved by Councillor Johanson and Seconded by Councillor Moore and declared carried.

The substantive motion was then put to the vote and declared carried.

#### **Officer Recommendations**

That the Council:

1. Approves the draft Letter of Expectations for ChristchurchNZ Holdings Ltd for 2023/24.

#### **Recommendations Moved by Councillor Templeton and Seconded by Councillor Keown**

That the Council:

1. Approves the draft Letter of Expectations for ChristchurchNZ Holdings Ltd for 2023/24.
3. That Council request a briefing from ChristchurchNZ on their current work programme, including urban regeneration and the creative and local music sector in Ōtautahi.

Councillor Templeton/Councillor Keown

**Carried/Lost**

**Amendment Moved by Councillor Johanson and Seconded by Councillor Moore**

**Council Resolved CNCL/2022/00219**

2. For the Letter of Expectations to include a request for ChristchurchNZ to consider what support they can provide to the local music sector as part of their existing work programmes.

Councillor Johanson/Councillor Moore

**Carried**

**Substantive Motion**

**Council Resolved CNCL/2022/00220**

That the Council:

1. Approves the draft Letter of Expectations for ChristchurchNZ Holdings Ltd for 2023/24.
2. For the Letter of Expectations to include a request for ChristchurchNZ to consider what support they can provide to the local music sector as part of their existing work programmes.
3. That Council request a briefing from ChristchurchNZ on their current work programme, including urban regeneration and the creative and local music sector in Ōtautahi.

Councillor Templeton/Councillor Keown

**Carried**

Councillor Scandrett requested for his vote against resolutions 1 and 3 to be recorded.

Councillor Gough left the meeting at 2.34pm and returned at 2.37pm during discussion on item 23.  
Councillor Moore left the meeting at 2.38pm and returned at 2.41pm during discussion on item 23.  
Councillor Keown left the meeting at 2.42pm and returned at 2.46pm during discussion on item 23.  
Councillor Barber left the meeting at 2.46pm and returned at 2.47pm during discussion on item 23.

**Report from Audit and Risk Management Committee - 22 November 2022**

**23. Council Draft Annual Report for the year ended 30 June 2022**

**Council Resolved CNCL/2022/00221**

**Audit and Risk Management Committee Recommendations accepted without change**

That the Council:

1. Notes that the Audit and Risk Management Committee have reviewed the draft Annual Report and are satisfied that proper processes have been followed to ensure that the Annual Report and associated financial statements have been prepared correctly, subject to the Committee Chair approving any change relating to one outstanding item (prior period error disclosure).
2. Adopts the 2021/22 Annual Report for the Christchurch City Council, subject to receiving the independent auditors report.
3. Authorises the Chief Financial Officer to make minor changes to the 2021/22 Annual Report prior to publication if necessary.

The meeting was adjourned at 3.04pm and reconvened at 3.22pm during consideration of item 15.

## **15. Review of the Council's Policy for the Appointments and Remuneration of directors of Council Organisations**

The Mayor Moved a set of updated recommendations (refer to 1a and 2-14) which were Seconded by Councillor Barber.

Two foreshadowed motions (1b and 1c) were tabled at the meeting. It was also noted that should 1a, 1b or 1c not carry, the status quo would remain.

Foreshadowed Motion 1b was not Moved or Seconded. Councillor MacDonald indicated he would Move Foreshadowed Motion 1c.

During discussions Councillor Keown put forward a foreshadowed amendment to 1a, should 1a carry. The amendment was in relation to including a noting provision that individuals may choose to donate their fees.

The meeting adjourned at 3.04pm and reconvened at 3.22pm to enable Council Officers to provide procedural advice.

When the meeting reconvened Councillor MacDonald Moved a Procedural Motion, Seconded by Councillor Templeton, to let the item of business being discussed lie on the table and not be discussed further at the meeting, and be deferred to the Council meeting on 25 January 2023 to enable a workshop to take place. The Procedural Motion was declared carried.

### **Officer Recommendations**

That the Council:

1. Approves the following governance changes to be reflected in the Council's Policy for the Appointment and Remuneration of Directors of Council Organisations to apply to all Council-controlled organisations' boards:
  - a. Prohibit staff appointments to operational Council-controlled organisation boards, but retain the ability to appoint staff to non-trading shelf Council-controlled organisations;
  - b. Elaborate on diversity guidance to include gender, ethnicity, Māori whakapapa, LGBTI affinity, age, culture, disability, background and experience;
  - c. Require all Chair appointments to be approved by the Council (including where an incumbent director of a board is appointed);
  - d. Require all proposed re-appointments of incumbent directors to be approved by the Council;
  - e. Reduce the number of terms that directors can serve on a Council-controlled organisation's board to two terms of three years with a third if the Council considers it is warranted;

- f. Include in core skills and capabilities for Council-controlled organisation board members – sector knowledge, understanding and commitment to the Council’s obligation to Te Tiriti o Waitangi, reliability and dependability;
  - g. All proposed appointments and re-appointments to Council-controlled organisation boards to be accompanied by a skills and expertise matrix of the board’s governance requirements and how the proposed mix of directors meet the requirements.
2. Agrees to the treatment of fees to elected members who are appointed to Council-controlled organisation boards as follows:
- EITHER:
- a. Status quo - fees are not received personally by councillor-directors and Christchurch City Holdings Ltd, ChristchurchNZ Holdings Ltd and Transwaste Canterbury continue to make donations to Tahua Taupua Mayor’s Welfare Fund in lieu of councillor-director’s fees;
- OR
- b. Councillor-directors of Christchurch City Holdings Ltd only be entitled to receive fees personally as recompense for the workload, liabilities and reputational risk faced as directors;
  - c. OR
  - d. Councillor-directors of all Council-controlled organisations be entitled to receive fees personally as recompense for their governance work on the boards;
3. if recommendation 2a. is agreed - EITHER:
- i. Council-controlled organisations need not donate amounts equal to the fees and can instead retain the value of the fees within the organisation;
- OR
- ii. Only commercially profitable Council-controlled organisations donate the value of fees not paid to councillor-directors to the Tahua Taupua Mayor’s Welfare Fund or other recipient the Council may choose;
- OR
- iii. All Council-controlled organisations, whether profitable or not make donations in lieu of paying fees to the Tahua Taupua Mayor’s Welfare Fund, and bear the costs of doing so;
- OR
- iv. Councillor-directors who receive fees from Council-controlled organisations as a result of board membership determine and declare the recipients of donations in lieu of fees, but cannot retain the value personally;
4. Consider whether to reduce the number of elected member appointments to the ChristchurchNZ Holdings Ltd board from two to one; and
5. Notes that in 2022, the value of fees donated in lieu of director’s fees for Councillor-directors was \$291,600 and if reduced to profitable Council-controlled organisations only would be \$122,000 based on two councillor-directors for Christchurch City Holdings Ltd and one for Transwaste Canterbury Ltd.



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**Recommendation 1a Moved by the Mayor and Seconded by Councillor Barber**

That the Council:

1. (a) Agrees that elected members who are appointed to Christchurch City Holdings Limited, Christchurch New Zealand, Ōtautahi Christchurch Housing Trust and Transwaste will be entitled to receive any fees personally as recompense for their governance work on the boards;

Mayor/Councillor Barber

**Carried/Lost**

**Recommendations 2 to 14 Moved by the Mayor and Seconded by Councillor Barber**

That the Council:

1. Requests that CCHL provide an annual donation of the amount equal to the fees otherwise paid to the two Councillor-directors disestablished at the 7 December Council meeting into the Mayor's Welfare Charitable Fund;
2. Notes that there will be two Councillor-directors on each of the boards of Christchurch City Holdings Limited, Christchurch NZ Holdings Ltd and Venues Otautahi.
3. Approves the following governance changes to be reflected in the Council's Policy for the Appointment and Remuneration of Directors of Council Organisations to apply to all Council-controlled organisations' boards:
4. Prohibit staff appointments to operational Council-controlled organisation boards, but retain the ability to appoint staff to non-trading shelf Council-controlled organisations;
5. Continue to ensure CCHL elaborate on diversity guidance to include gender, ethnicity, Māori whakapapa, LGBTI affinity, age, culture, disability, background and experience;
6. Require all Chair appointments to be approved by the Council (including where an incumbent director of a board is appointed);
7. Require all proposed re-appointments of incumbent directors to be approved by the Council;
8. Reduce the number of terms that directors can serve on a Council-controlled organisation's board to two terms of three years with a third if the Council considers it is warranted;
9. Continue to ensure core skills and capabilities for Council-controlled organisation board members – sector knowledge, understanding and commitment to the Council's obligation to Te Tiriti o Waitangi, reliability and dependability;
10. Require all proposed appointments and re-appointments to Council-controlled organisation boards to be accompanied by a skills and expertise matrix of the board's governance requirements and how the proposed mix of directors meet the requirements.
11. That CCHL report back as part of their Director fee review this year, the amount of discount applied to the public service element of Directors roles on CCHL and its wholly owned Subsidiaries. As part of this review that CCHL consider an appropriate donation to recognise this discount to the Mayors welfare fund commencing the year ended June 2024.
12. Notes that in 2022, the value of fees donated in lieu of director's fees for Councillor-directors was \$291,600 and if reduced to profitable Council-controlled organisations

only would be \$122,000 based on two councillor-directors for Christchurch City Holdings Ltd and one for Transwaste Canterbury Ltd.

13. To allow the ChristchurchNZ board to carry out its own appointments process, instead of Christchurch City Holdings Limited.

Mayor/Councillor Barber

**Carried/Lost**

**Foreshadowed Amendment if Recommendation 1(a) is carried**

**Secretarial Note:** *Put forward by Councillor Keown*

That the Council:

1. (a) Agrees that elected members who are appointed to Christchurch City Holdings Limited, Christchurch New Zealand, Ōtautahi Christchurch Housing Trust and Transwaste will be entitled to receive any fees personally as recompense for their governance work on the boards; noting that individuals may choose to donate their fees.

**Foreshadowed Motion 1(b) if Recommendation 1(a) is not carried**

**Secretarial Note:** *Not Moved or Seconded*

1. (b) Agrees that if recommendation 1 is not carried, then any elected members who are appointed to the board of Christchurch City Holdings Limited will be entitled to receive any fees personally as recompense for their governance work on the boards;

**Foreshadowed Motion 1(c) if Recommendation 1(b) is not carried**

**Secretarial Note:** *Indicated to be Moved by Councillor MacDonald*

1. (c) Agrees that elected members who are appointed to Council-controlled organisation boards will be entitled to receive 67% of fees personally as recompense for their governance work on the boards and directs that the remaining 33% will be paid by the respective organisation to the Mayors Welfare Fund.

**Secretarial Note:** *If lost the Status Quo remains.*

**Council Resolved CNCL/2022/00222**

That the item of business being discussed should lie on the table and not be discussed further at this meeting and is deferred to the 25<sup>th</sup> of January 2023 to enable a workshop to take place.

*The division was declared **carried** by 10 votes to 7 votes the voting being as follows:*

**For:** Mayor Mauger, Councillor Barber, Councillor Gough, Councillor Harrison-Hunt, Councillor Henstock, Councillor Keown, Councillor MacDonald, Councillor Peters, Councillor Scandrett and Councillor Templeton

**Against:** Deputy Mayor Cotter, Councillor Coker, Councillor Donovan, Councillor Fields, Councillor Johanson, Councillor McLellan and Councillor Moore

Councillor MacDonald/Councillor Templeton

**Carried**

## **19. Resolution to Exclude the Public**

### **Council Resolved CNCL/2022/00223**

That Claire Evans and Paul Silk of Christchurch City Holdings Limited and Therese Arseneau of ChristchurchNZ, remain after the public have been excluded for Item 21 of the public excluded agenda as they have knowledge that is relevant to that item and will assist the Council.

### **AND**

That at 3.26pm the resolution to exclude the public set out on pages 201 to 202 of the agenda, pages 326 to 327 of the supplementary agenda no1 and pages 4 to 5 of the supplementary agenda no2 be adopted.

Mayor/Councillor MacDonald

**Carried**

**The public were re-admitted to the meeting at 4.32pm.**

**Karakia Whakamutunga:** Given by all Councillors

**Meeting concluded at 4.33pm.**

**CONFIRMED THIS 25<sup>TH</sup> DAY OF JANUARY 2023**

**MAYOR PHIL MAUGER  
CHAIRPERSON**