

**151ST MEETING
OF
THE CHRISTCHURCH CITY COUNCIL**

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2.00 PM ON WEDNESDAY 25 MARCH 1998**

PRESENT: The Mayor, Ms Vicki Buck (Chairperson).
Councillors Oscar Alpers, Carole Anderton, Graham Berry, David Buist,
David Close, Graham Condon, David Cox, Anna Crighton,
Newton Dodge, Carole Evans, Morgan Fahey, Gordon Freeman,
Ishwar Ganda, Pat Harrow, Ian Howell, Alister James, Lesley Keast,
Charles Manning, Garry Moore, Margaret Murray, Denis O'Rourke,
Gail Sheriff, Barbara Stewart and Ron Wright.

APOLOGIES: Nil.

1. SUPPLEMENTARY ITEMS

The Mayor referred to the following late items which had been separately circulated after the agenda had been sent out:

- Report by the Chairman of the Strategy and Resources Committee seeking Council approval for the raising of a loan of \$1.35 million by the Canterbury Museum.
- Public excluded report of a special meeting of the Strategy and Resources Committee held on Monday 23 March 1998 to consider a legal opinion on the proposed roading reforms.
- Supplementary report by the Chairman of the Environmental Committee regarding the proposed dog registration and related fees for 1998/99.

The Mayor advised that these items had not been circulated with the agenda for the reason that in each case the required information was not available at that time, and that it was essential that they were dealt with at the present meeting rather than being deferred to a subsequent meeting.

It was **resolved** that the foregoing reports be received and considered at the present meeting.

2. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved**:

1. That the resolution to exclude the public set out in the separate sheet attached to the agenda be adopted, insofar as the resolution referred to item 1, being the report of the Projects and Property Committee meeting of 13 March 1998, and subject also to the resolution incorporating reference to the special meeting of the Strategy and Resources Committee held on Monday 23 March 1998 to consider a legal opinion on the proposed roading reforms, such report being considered pursuant to section 7(2)(g) of the Local Government Official Information and Meetings Act 1987, relating to the maintenance of legal professional privilege.
2. That the following members of the public be permitted to remain at the meeting following the exclusion of the public, because of the special knowledge possessed by them as advisers engaged by the Council:
 - Mr Rob Smith (Public Relations Adviser)
 - Mr John Fogarty QC (Legal Adviser to the Council)

(Members of the public were then temporarily excluded from the meeting between 2.05 pm and 3.50 pm.)

3. CONFIRMATION OF MINUTES

SPECIAL COUNCIL MEETING OF 19 FEBRUARY 1998

Resolved: That the minutes of the special Council meeting held on Thursday 19 February 1998 be confirmed.

ORDINARY COUNCIL MEETING OF 25 FEBRUARY 1998

Resolved: That the minutes of the ordinary Council meeting held on Wednesday 25 February 1998 be confirmed, subject to the reference to the Notice of Motion regarding the Ouruhia Radio Tower on page 2 of the minutes being amended to refer to Councillor Sheriff as the mover of the motion, and Councillor Condon as the seconder of the motion.

4. DEPUTATIONS BY APPOINTMENT

Disposal of Tyres

Submissions regarding the recommendation contained in clause 1 of the City Services Committee's report were made by Mr Tony Grenfell and Mr Bill Donaldson on behalf of local tyre importers and retailers.

It was **resolved** that the submissions be considered in conjunction with the City Services Committee's report.

5. PRESENTATION OF PETITIONS

Civic Offices: Ground Floor Play Area

Councillor Sheriff presented a petition seeking the removal of the play area on the ground floor of the Civic Offices.

It was **resolved** that the petition be referred to the Strategy and Resources Committee.

6. CORRESPONDENCE

Brighton/Bromley Parks Maintenance Contract No 97/98-151 and Papanui Parks Maintenance Contract No 97/98-255

It was **resolved** that the letter be received.

7. REPORT OF THE STRATEGY AND RESOURCES COMMITTEE OF 16 MARCH 1998

Moved: That the Committee's report be adopted.

Apologies

It was noted that Councillor Alpers had been present at the meeting for all items with the exception of clauses 10 and 13.

(5) 1998 Christchurch City Elections: Progressive Processing

The recommendations contained in this clause were not adopted.

It was **resolved** instead that the Council advise Local Government New Zealand of its support for an amendment to the legislation providing for the poll to close at 9.00 am rather than 12 noon on election day, when postal voting was employed.

(8) Aurora Centre Appointment of Trustees

Councillor Freeman moved by way of amendment "*That recommendation 1 be amended to provide 'That the Council appoint three trustees including at least one City Councillor following consultation with the Fendalton/Waimairi Community Board'*".

The amendment was seconded by Councillor Evans and when put to the meeting was declared **carried**.

Councillor Anderton moved by way of further amendment *“That Councillors David Cox, Anna Crighton and Barbara Stewart be appointed as the three Council appointed trustees for 1998”*. The amendment was seconded by Councillor Dodge and when put to the meeting was declared **lost**.

On being put to the meeting, the three recommendations made by the Committee (incorporating the amendment moved by Councillor Freeman and seconded by Councillor Evans) were declared **carried** on division no 2 by 12 votes to 11, the voting being as follows:

For (12): Councillors Berry, Buist, Dodge, Evans, Fahey, Freeman, Harrow, Howell, Murray, Sheriff, Stewart and Wright.

Against (11): Councillors Alpers, Anderton, Condon, Cox, Crighton, Ganda, Keast, Manning, Moore, O’Rourke and the Mayor.

Temporarily Absent: Councillor Close.

Abstain: Councillor James.

**(14) Canterbury Museum -
Consent to the Raising of a Loan (Supplementary)**

Adopted without amendment.

(Note: The Mayor and Councillor Howell retired from clause 7 of the Committee’s report and took no part in the discussion or voting thereon. The Deputy Mayor temporarily assumed the chair during consideration of this clause.)

Report adopted as amended.

**8. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 13 MARCH 1998**

Resolved: That the Committee’s report be adopted.

**9. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 20 MARCH 1998**

Resolved: That the Committee’s report be adopted.

**10. REPORT OF THE ENVIRONMENTAL COMMITTEE
OF 12 MARCH 1998**

Moved: That the Committee's report be adopted.

- (2) Proposed Dog Registration and Related Fees
for the 1998/99 Dog Licensing Year**
- (15) Proposed Dog Registration and Related Fees
for the 1998/99 Dog Licensing Year (Supplementary)**

Councillor Manning moved by way of amendment "*That the Council move towards meeting 10% of dog control costs (not including the pound) from rates, and that in view of the rates urgency of this year, in 1998/99 the subsidy be limited to \$30,000*". The amendment was seconded by Councillor Evans and when put to the meeting was declared **lost**.

Councillor Cox moved by way of further amendment "*That the proposed fees set out in the schedule attached to clause 15 be approved for the registration year commencing 1 July 1998, subject to a nil fee being applied in respect of hearing ear dogs*". The amendment was seconded by Councillor Sheriff and when put to the meeting was declared **carried**.

Clause adopted as amended.

- (3) Options for Protecting Trees in the City**

It was **resolved** that this clause be referred back to the Committee.

- (14) Proposed Variation 24 - Avon Loop (Supplementary)**

Adopted without amendment.

Report adopted as amended.

**11. REPORT OF THE CITY SERVICES COMMITTEE
OF 10 MARCH 1998**

Moved: That the Committee's report be adopted.

- (1) Disposal Cost of Tyres**

Councillor Moore moved by way of amendment "*That the Recovered Materials Foundation and representatives of second-hand tyre retailers and importers be requested to develop a policy for Christchurch on environmentally sound disposal methods for second-hand tyres for the city and that they report back to the Council through the City Services Committee within three months*". The amendment was seconded by Councillor Manning and when put to the meeting was declared **carried** on division no 3 by 21 votes to 2, the voting being as follows:

For (21): Councillors Alpers, Anderton, Buist, Close, Condon, Cox, Crighton, Dodge, Evans, Freeman, Ganda, Harrow, James, Keast, Manning, Moore, Murray, Sheriff, Stewart, Wright and the Mayor.

Against (2): Councillors Howell and O'Rourke.

Temporarily Absent: Councillor Berry.

Abstain: Councillor Fahey.

Councillor Evans moved by way of further amendment "*That the Chairman and two other members of the City Services Committee meet with representatives of local tyre retailers and importers to discuss a reasonable price for the disposal of tyres to transfer stations and the landfill, with a report on the outcome of these discussions being reported back to the Council through the City Services Committee*". The amendment was seconded by Councillor Sheriff and when put to the meeting was declared **carried**.

Councillor Dodge moved by way of further amendment "*That the action taken by the Waste Management Unit to prohibit acceptance of tyres at the Transfer Stations and the Burwood Landfill be reversed and that the acceptance of tyres be continued pending approval of a new charging regime*". The amendment was seconded by Councillor Evans and when put to the meeting was declared **lost**.

The adopted amendments were then put to the meeting in conjunction with recommendation 1 and declared **carried** as the substantive motion (recommendations 2 and 3 being replaced by the amendments).

(2) Concrete Crushing Trial at Burwood Landfill

Adopted, subject to the Solid Waste Engineer confirming that the proposed trial did not require resource consent, and ensuring that the noise level would not cause disturbance to nearby residents.

(7) Buchanans Road/Racecourse Road Intersection

This clause was referred back to the Committee.

(9) Colombo Street Traffic Management

Councillor Alpers moved by way of amendment "*That the recommendations made by the Committee be adopted, and that Faraday Street be permanently stopped, if possible*". The amendment was seconded by Councillor Moore and when put to the meeting was declared **carried** as the substantive motion.

(12) Co-ordinating Committee for Traffic Safety

It was **resolved** that full copies of the Co-ordinating Committee's reports be submitted to future Council meetings.

Report adopted as amended.

**12. REPORT OF THE CITY SERVICES COMMITTEE
OF 17 MARCH 1998**

Resolved: That the Committee's report be received.

**13. REPORT OF THE COMMUNITY SERVICES COMMITTEE
OF 9 MARCH 1998**

Moved: That the Committee's report be adopted.

(2) Skateboarding in Christchurch

Councillor Murray moved by way of amendment "*That the question of facilities for skateboarders be referred to Community Boards, with a request that the identification of suitable facilities be investigated by Community Recreation Officers for report back to their respective Community Boards*". The amendment was seconded by Councillor Freeman and when put to the meeting was declared **lost**.

Councillor O'Rourke moved by way of further amendment:

"(a) That recommendation 1 be amended to provide:

That the Council seek the views of skateboarders in accordance with the above outline, and of people who have concerns in relation to their activities.

(b) That recommendation 2 be amended to provide:

That the Council agree to further investigation being undertaken regarding the concept of a city wide management plan for skateboarding and in-line skating and that the plan address the design of public open spaces and places additional to Victoria Square where skateboarding and similar activities should be prohibited.

(c) That a new resolution 4 be added:

That any proposal to use footpaths, cycleways or vehicle carriageways as designated skateboarding routes be referred to the Cycle Steering Group, the Co-ordinating Committee for Traffic Safety and other relevant specialist advisory committees for reporting to the Council via the City Services and Central City Committees as appropriate."

The amendment was seconded by Councillor Fahey and when put to the meeting was declared **carried**.

It was further **resolved** that the membership of the sub-committee referred to in recommendation 3 be amended to comprise Councillors Garry Moore, Carole Anderton, Ron Wright, Pat Harrow and Yani Johansen (Youth Council representative).

The recommendations made by the Committee were then adopted, subject to incorporation of the foregoing adopted amendments.

Report adopted as amended.

(7.10 pm Councillor Berry retired)

14. REPORT OF THE CENTRAL CITY COMMITTEE OF 5 MARCH 1998

Moved: That the Committee's report be adopted.

(1) Proposed Footpath Extensions to Expand Cafes onto the Roadway

It was **resolved**:

1. That the Council adopt the view that in the central city use of extension of outdoor seating and tables onto the footpath/roadway be encouraged.
2. That the following criteria be used as guidelines in determining applications:
 - (i) The site not being on an arterial road.
 - (ii) That there be no stopping, taxi stands, or short term parking restrictions at the site.
 - (iii) It should be directly related to the activity carried out in the adjacent business.
 - (iv) There is no conflict with the immediate neighbouring land uses or with the historical character of the building or area.
 - (v) That the site is suitable climatically (has a northerly or westerly orientation).
 - (vi) That there will be no interference with the safe and convenient movement of pedestrians.
 - (vii) The development is not one that would detract from the immediate streetscape of that section of road.
 - (viii) The building associated with the extension has appropriate facilities to cater for the extra customers, including sufficient accessible toilets, with prominent signage.
 - (ix) A bond be paid to allow for the future removal of the extension.
 - (x) The rental be based on a market value of each square metre and paid on a quarterly basis in advance.
 - (xi) The works associated with the extension be designed to meet the requirement of the City Streets Unit.

- (xii) If a liquor licence is to be issued then the Council reserves the right to withdraw the licence to occupy road space on the basis of non-compliance with the conditions and that this power be delegated to either of the Environmental Services Manager or the City Streets Manager, severally.
- (xiii) The conditions of the licence will vary according to the size, the sale of liquor and location.
- (xiv) Construction costs to be met by the owner, unless incorporated as part of an approved Council project.

(The foregoing resolution being in substitution for the recommendations contained in this clause.)

Report adopted as amended.

(Note: Councillor Freeman retired from consideration of clause 1 of the Committee's report, and took no part in the discussion or voting thereon.)

15. REPORTS OF THE PARKS AND RECREATION COMMITTEE

MEETING OF 11 MARCH 1998

Moved: That the Committee's report be adopted.

(1) Events Funding Strategy

It was **resolved** that this clause be referred back to the Committee for further review of the proposed Events Funding Strategy, on the basis that the monitoring and evaluation system developed by KPMG be regarded as guidelines only.

Report adopted as amended.

(7.30 pm Councillor Murray retired)

MEETING OF 16 MARCH 1998

Resolved: That the Committee's report be received.

16. REPORT OF THE JOINT CHRISTCHURCH CITY COUNCIL/CANTERBURY REGIONAL COUNCIL COMMITTEE OF 6 MARCH 1998

Resolved: That the Committee's report be received.

17. REPORT OF THE RECOVERED MATERIALS SPECIAL COMMITTEE OF 11 MARCH 1998

Resolved: That the Committee's report be adopted.

**18. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD
OF 3 MARCH 1998**

Resolved: That the Board's report be received.

**19. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD
OF 3 MARCH 1998**

Resolved: That the Board's report be adopted.

**20. REPORTS OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD
SPECIAL MEETING OF 24 FEBRUARY 1998**

Resolved: That the Board's report be received.

MEETING OF 4 MARCH 1998

Resolved: That the Board's report be adopted.

(7.45 pm Councillor Berry returned)

**21. REPORT OF THE RICcarton/WIGRAM COMMUNITY BOARD
OF 4 MARCH 1998**

Resolved: That the Board's report be received.

**22. REPORTS OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
SPECIAL MEETING OF 3 MARCH 1998**

Resolved: That the Board's report be received.

Following adoption of the Board's report, it was **resolved** that the Council record its appreciation of the manner in which Community Boards had allocated their annual project funding.

MEETING OF 4 MARCH 1998

Resolved: That the Board's report be adopted.

**23. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 3 MARCH 1998**

Resolved: That the Board's report be adopted.

24. NOTICES OF MOTION

- (1) **Confirmation of Proceedings to Make the Christchurch City Traffic and Parking Alteration (No 2) Bylaw 1998**

Adopted.

- (2) **Confirmation of Proceedings to Change Name of Part of Winters Road to Queen Elizabeth II Drive**

Adopted.

- (3) **Membership of Strategy and Resources Committee**

On being put to the meeting the motion contained in this clause was declared **lost**.

- (4) **Habitat for Humanity: Low Income Housing**

Councillor Berry moved by way of amendment “*That pursuant to Standing Order 2.16.4 the Notice of Motion be amended to provide that a sub-committee of Councillors Moore, Wright and Berry be appointed with power to act to work with Habitat for Humanity and Council officers to identify a suitable site(s) and that the Council offer that site(s) for Habitat for Humanity housing with a 20 year interest free mortgage of up to \$40,000 from the Housing Development Fund in line with the mechanism by which other New Zealand cities have joined in a partnership with Habitat for Humanity*”. The amendment was seconded by Councillor Evans and when put to the meeting was declared **lost**.

It was then **resolved** on the motion of Councillor Moore seconded by Councillor Dodge that the Notice of Motion be referred to the Community Services Committee for consideration.

(8.15 pm Councillor Berry retired)

25. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** that the resolution to exclude the public set out in the separate sheet attached to the agenda be adopted, subject to the incorporation of a reference to a supplementary report by the Chairman of the Central City Committee regarding a possible central city development, such report to be considered pursuant to the provisions of section 7(2)(i) of the Local Government Official Information and Meetings Act 1987, relating to the conduct of negotiations.

CONFIRMED THIS 22ND DAY OF APRIL 1998

MAYOR

151ST MEETING
OF
THE CHRISTCHURCH CITY COUNCIL

MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2.00 PM ON WEDNESDAY 25 MARCH 1998

PRESENT: The Mayor, Ms Vicki Buck (Chairperson).
Councillors Oscar Alpers, Carole Anderton, David Buist, David Close,
Graham Condon, David Cox, Anna Crighton, Newton Dodge,
Carole Evans, Morgan Fahey, Gordon Freeman, Ishwar Ganda,
Pat Harrow, Ian Howell, Alister James, Lesley Keast, Charles Manning,
Garry Moore, Denis O'Rourke, Gail Sheriff, Barbara Stewart and
Ron Wright.

(Note: Councillors Berry and Murray were present for clause 26 only.)

**26. REPORT OF THE STRATEGY AND RESOURCES COMMITTEE
OF 20 MARCH 1998**

Moved: That the Committee's report be adopted.

(2) Roading Reforms - High Court Declaration

Councillor Murray moved by way of amendment "*That recommendation 2 be amended to provide 'That, in view of the refusal of the Minister of Transport to meet Council representatives, the Council make a further urgent appeal to the Minister for a meeting to explain the Council's concerns, with the Council to be represented at such meeting by Councillors David Close and Margaret Murray or their nominees'*".

The amendment was seconded by Councillor Wright and when put to the meeting was declared **carried**.

The substantive motion providing for the adoption of the Committee's recommendations subject to incorporation of the foregoing amendment was then put to the meeting and declared **carried** on division no 1 by 25 votes to nil, the voting being as follows:

For (25): Councillors Alpers, Anderton, Berry, Buist, Close, Condon, Cox, Crighton, Dodge, Evans, Fahey, Freeman, Ganda, Harrow, Howell, James, Keast, Manning, Moore, Murray, O'Rourke, Sheriff, Stewart, Wright and the Mayor.

Against: Nil.

Report adopted as amended.

27. SUPPLEMENTARY REPORT BY THE CHAIRMAN OF THE CENTRAL CITY COMMITTEE OF 25 MARCH 1998 RE POSSIBLE CENTRAL CITY DEVELOPMENT

It was **resolved** that the Council approve, subject to the appropriate consents, the establishment and leasing of the airspace for an air bridge across Colombo Street linking the buildings referred to in the report, subject to the following conditions:

- (a) The base of the air bridge to be a minimum of 5.5 metres above the roadway.
- (b) A structure on street application incorporating the details of the design to be submitted to the Central City Committee and that this Committee be given delegated authority to approve the application.
- (c) Negotiations regarding the terms and conditions of the airspace lease being successfully concluded to the satisfaction of both the Council and the developers.

Report adopted as amended.

(8.25 pm It was resolved that the present meeting continue until its conclusion.)

(8.30 pm Councillor Fahey retired)

28. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE OF 13 MARCH 1998

Moved: That the Committee's report be adopted.

(10) Fundraising: Proposed Fundraising Strategies and Budget Revisions for Major Projects; Regional Lottery; Record of Grants to Canterbury Region from NZ Lottery Grants Board

The Mayor moved by way of amendment "*That naming rights be sought for the Centennial Pool*". The amendment was seconded by Councillor Buist and when put to the meeting was declared **carried** on division no 4 by 17 votes to 5, the voting being as follows:

For (17): Councillors Alpers, Anderton, Buist, Condon, Cox, Dodge, Freeman, Ganda, Harrow, Howell, James, Manning, Moore, Sheriff, Stewart, Wright and the Mayor.

Against (5): Councillors Close, Crighton, Evans, Keast and O'Rourke.

Absent: Councillors Berry, Fahey and Murray.

The Mayor moved by way of further amendment "*That naming rights be sought for the Christchurch Convention Centre, Pioneer Stadium, plus the main Auditorium and Limes Room in the Christchurch Town Hall*". The amendment was seconded by Councillor Cox and when put the meeting was declared **carried**.

The substantive motion providing for the adoption of the Committee's recommendations, subject to incorporation of the foregoing amendments was then put to the meeting and declared **carried** on division no 5 by 17 votes to 5, the voting being as follows:

For (17): Councillors Alpers, Anderton, Buist, Close, Cox, Dodge, Evans, Freeman, Ganda, Howell, James, Manning, Moore, Sheriff, Stewart, Wright and the Mayor.

Against (5): Councillors Condon, Crighton, Harrow, Keast and O'Rourke.

Absent: Councillors Berry, Fahey and Murray.

Report adopted as amended.

**29. REPORT OF THE CITY SERVICES COMMITTEE
OF 10 MARCH 1998**

Resolved: That the Committee's report be received.

(8.55 pm Councillor O'Rourke retired)

**30. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 20 MARCH 1998**

Resolved: That the Committee's report be adopted.

**31. REPORT OF THE PARKS AND RECREATION COMMITTEE
OF 11 MARCH 1998**

Resolved: That the Committee's report be adopted.

(Note: The Mayor and Councillors Anderton, James and Keast requested that their votes against the adoption of clause 18 of the report be recorded.)

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**32. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD
OF 4 MARCH 1998**

Moved: That the Board's report be adopted.

(12) Surplus Roding Property at 140 Springs Road

It was **resolved** that this clause be referred back to the Board.

Report adopted as amended.

**33. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 3 MARCH 1998**

Resolved: That the Board's report be received.

23. CONCLUSION

The meeting concluded at 9.20 pm.

CONFIRMED THIS 22ND DAY OF APRIL 1998

MAYOR