

**150TH MEETING
OF
THE CHRISTCHURCH CITY COUNCIL**

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

APOLOGY: An apology for lateness was received and accepted from Councillor
Lesley Keast who arrived at 2.55 pm.

1. CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING OF 17 DECEMBER 1997

Resolved: That the minutes of the ordinary Council meeting held on Wednesday
17 December 1997 be confirmed.

SPECIAL COUNCIL MEETING OF 29 JANUARY 1998

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

2. DEPUTATIONS BY APPOINTMENT

Ouruhia Radio Transmitter

Mr Bob Rogers and Ms Penny Hargreaves made submissions in support of the Notice
of Motion lodged by Councillors Gail Sheriff and Graham Condon regarding an
application for an enforcement order in respect of the Ouruhia radio tower.

It was **resolved** that the submissions be considered in conjunction with clause 5 of the
Notices of Motion.

3. SUPPLEMENTARY REPORTS

The Mayor referred to the following supplementary items which had been separately circulated or tabled for consideration at the present meeting:

- Letter from Christchurch-Adelaide Sister City Committee asking that the Council appoint a Councillor to join a delegation to Adelaide on 9-15 March 1998.
- Legal Services Manager's opinion on the Notice of Motion lodged by Councillors Sheriff and Condon regarding the Ouruhia radio tower.
- Legal Services Manager's opinion on the Southpower electricity price increase.
- Supplementary report by the Chairperson of the Environmental Committee on the Commissioner's report and recommendation regarding the Coachman Inn.
- Report of the Cathedral Square Heritage Buildings Sub-Committee.
- Objection lodged by Chapman Tripp on behalf of a Mr Sloan to the proposal contained in clause 1 of the Notices of Motion to declare Humphreys Drive as a limited access road between Linwood Avenue and Ferry Road.

The Mayor advised that it had not been possible to circulate the items concerned with the Council agenda as they were not available at that time, but that it was essential that they be dealt with at the present meeting, rather than being deferred to a subsequent meeting.

It was **resolved** that the supplementary items listed above be received and considered at the present meeting.

4. NOTICE OF MOTION: OURUHIA RADIO TOWER

Consideration was given to the Notice of Motion lodged by Councillors Gail Sheriff and Graham Condon, and an associated opinion thereon by the Legal Services Manager.

Councillor Condon moved "*That the Council seek an enforcement order requiring the cessation of FM transmissions from the Ouruhia radio tower until an Environment Court hearing decision is made*". The motion was seconded by Councillor Sheriff and when put to the meeting was declared **carried** on division no 1 by 18 votes to 5, the voting being as follows:

For (18): Councillors Anderton, Berry, Buist, Condon, Cox, Crighton, Dodge, Evans, Fahey, Freeman, Harrow, Howell, James, Manning, Moore, Murray, Sheriff and the Mayor.

Against (5): Councillors Alpers, Close, Keast, O'Rourke and Wright.

Abstain: Councillors Ganda and Stewart declared an interest in this item and retired from the voting thereon.

5. REPORTS OF THE STRATEGY AND RESOURCES COMMITTEE

MEETINGS OF 10, 11, 12 AND 15 DECEMBER 1997

Resolved: That the Committee's report be received.

MEETING OF 16 FEBRUARY 1998

Moved: That the Committee's report be adopted.

(5) Management of Centennial and Pioneer Pools

Councillor Sheriff moved by way of amendment "*That the Council publicly seek requests for proposals for the management of Centennial Pool*". The amendment was seconded by Councillor Evans and when put to the meeting was declared **lost** on division no 2 by 9 votes to 16, the voting being as follows:

Against (16): Councillors Alpers, Anderton, Buist, Close, Condon, Crighton, Fahey, Freeman, Ganda, James, Keast, Manning, Moore, O'Rourke, Wright and the Mayor.

For (9): Councillors Berry, Cox, Dodge, Evans, Harrow, Howell, Murray, Sheriff and Stewart.

The recommendation contained in this clause was then adopted without amendment.

(6) Southpower Electricity Price Increase

An associated opinion by the Legal Services Manager was also considered in conjunction with this clause.

Councillor Fahey moved by way of amendment "*That the following words be added to recommendation 1 after the words "imposed by Southpower" - "but that the Council request Southpower to reconsider this price increase in respect of the public opinion shown in the recent petition"*". The amendment was seconded by Councillor Freeman and when put to the meeting was declared **lost** on division no 3 by 8 votes to 17, the voting being as follows:

Against (17): Councillors Alpers, Anderton, Close, Condon, Cox, Crighton, Dodge, Ganda, Harrow, Howell, James, Keast, Manning, Moore, Murray, O'Rourke and Stewart.

For (8): Councillors Berry, Buist, Evans, Fahey, Freeman, Sheriff, Wright and the Mayor.

(8) Borrowing Management and Investment Management Policies

It was **resolved** on the motion of Councillor Close, seconded by Councillor Wright that the following amendment be adopted in substitution for the original recommendation contained in this clause:

"1. That the Borrowing Management and Investment Management Policies as tabled be adopted with the following amendments:

1.1 Clause 4.13 of the Borrowing Management Policy be amended to read:

"Subject to a Council resolution from time to time, the Funds Manager may raise loan funds by way of bank overdraft to cover short term cash shortfalls limited to a maximum of \$1M. Borrowing under this clause is not subject to the constraints of clauses elsewhere in this policy.

For the purposes of this clause the term "short-term" means for terms of less than one year."

1.2 That Clause 6.5 be amended by the deletion of the words "within the next 12 month period and that Clause 7.3 of the Borrowing Policy be amended by deleting the words "up to twelve months ahead".

1.3 That the Investment Management Policy be renamed "Investment Policy".

1.4 That an additional Clause 2.6 be added to the Investment Policy as follows:

"2.6 The Council shall maintain a prudent mix of investments."

1.5 In Clause 5.3, paragraph 2 of the Investment Policy, replace the words "settlement risk of issuer" with the words "credit risk".

2. That the outlines of the Policies be prepared for publication in the 1998/99 Annual Plan."

Report adopted as amended.

**6. SUPPLEMENTARY REPORT BY THE LEGAL SERVICES MANAGER
ON COACHMAN INN**

Consideration was given to the Legal Services Manager's supplementary report recommending the appointment of a sub-committee of three Councillors with the power to make a decision as to the purchase price to be paid by the Council for the Coachman Inn.

It was **resolved** that a sub-committee comprising Councillors Close, Crighton and Wright be appointed with delegated power to:

- (a) Determine the purchase price to be paid by the Council for the Coachman Inn in reliance on the Council's valuation advice; or
- (b) Agree to go to arbitration to set the purchase price.

**7. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 13 FEBRUARY 1998**

Moved: That the Committee's report be adopted.

**(1) Pier Terminus Proposal:
Green Pastures Foundation Petition**

Adopted. (Note: The Mayor declared an interest in this clause and retired from the discussion and voting thereon, when the Deputy Mayor temporarily assumed the chair.)

(2) New Brighton Pier: Stages 2 and 3

Adopted, subject to the revised cost plan being reported back to the Council via the Projects and Property and Strategy and Resources Committees before tenders are called for the project.

(Note: 1. Councillor Freeman declared an interest in this clause and retired from the discussion and voting thereon.

2. Councillor Ganda requested that his vote against the adoption of the foregoing resolution be recorded.)

Report adopted as amended.

**8. REPORT OF THE ENVIRONMENTAL COMMITTEE
OF 9 FEBRUARY 1998**

Moved: That the Committee's report be adopted.

(3) Variations to the Proposed City Plan

Adopted, subject to the text of Variation No 32 shown on page 178 of the agenda being amended by inserting the word “affect” in substitution for the word “effect” in the penultimate line of the third paragraph.

(4) Skateboarding Ban

Councillor O'Rourke moved by way of amendment “*That recommendation 1 be amended by the deletion of the words “such prohibition to come into force once the Washington Reserve skate park is operational for street skateboarding activities”*”. The amendment was seconded by Councillor Murray and when put to the meeting was declared **lost** on division no 4 by 6 votes to 19, the voting being as follows:

Against (19): Councillors Alpers, Anderton, Berry, Buist, Close, Condon, Crighton, Dodge, Evans, Freeman, Ganda, Harrow, James, Keast, Manning, Moore, Sheriff, Stewart and the Mayor.

For (6): Councillors Cox, Fahey, Howell, Murray, O'Rourke and Wright.

Councillor Manning moved by way of further amendment “*That the report and recommendation be referred to the Community Services Committee for further consultation with skateboarders*”. The amendment was seconded by Councillor Anderton and when put to the meeting was declared **lost**.

Recommendation 1 made by the Committee was then put to the meeting and declared **carried** on division no 5 by 15 votes to 10, the voting being as follows:

Against (15): Councillors Alpers, Berry, Buist, Cox, Crighton, Dodge, Evans, Fahey, Freeman, Howell, Keast, Murray, O'Rourke, Stewart and Wright.

For (10): Councillors Anderton, Close, Condon, Ganda, Harrow, James, Manning, Moore, Sheriff and the Mayor.

The remaining recommendations 2-4 inclusive made by the Committee were then adopted without amendment.

(7) Long Term Urban Development

It was **resolved** that the recommendation shown in this clause be amended to provide:

“That the amendments to the terms of reference of the Urban Development Strategy Joint Standing Committee be referred to other councils in the region and, if approved by them, be adopted.”

Report adopted as amended.

**9. REPORT OF THE CITY SERVICES COMMITTEE
OF 10 FEBRUARY 1998**

Moved: That the Committee's report be adopted.

(1) Water Metering and Use

(7.40 pm Councillor Howell retired)

It was **resolved**:

- "1. That the Council endorse the decision already made to impose a ban on the irrigation of gardens every day from 24 February 1998 between the hours of 9.00 am and 9.00 pm.*
- 2. That the Water Services Manager be asked to make an appropriate adjustment to the time of water restrictions at the date of the change in daylight saving.*
- 3. That a sub-committee (Councillors O'Rourke, Close and Evans) be appointed to act in emergency situations.*
- 4. That when considering whether or not restrictions are warranted the following criteria be considered:*
 - (i) The stress on the Council's reticulation system resulting from the consumption leading to pressure and water quality problems.*
 - (ii) Consumption being significantly above long term averages for a sustained period (20% above the five year average for a 30 day period).*
 - (iii) Advice from the Regional Council that aquifer levels are causing concern and that a control on consumption is advisable.*
- 5. That the Council endorse the concept of a Christchurch area water strategy and that a report on progress be submitted to the Committee by June 1998.*
- 6. That approval in principle be given to supporting the establishment of a demonstration home containing water saving and water re-use facilities and practices."*

(The foregoing resolution being in substitution for the original recommendations contained in clause 1.)

(Note: Councillor Evans requested that her vote be recorded against the adoption of resolution 1.)

(8) Transfer Station Opening Times

Councillor Alpers moved by way of amendment *“That the Budget Review Sub-Committee be requested to:*

- *Investigate the possible provision of an additional \$4,000 or \$5,000 to allow the transfer stations to open on the afternoon of Anzac Day from 1998 onwards.*
- *Review the transfer station operating hours generally.”*

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

The recommendation contained in clause 8 was then put to the meeting and declared **carried**.

Report adopted as amended.

**10. REPORT OF THE COMMUNITY SERVICES COMMITTEE
OF 17 FEBRUARY 1998**

Moved: That the Committee’s report be adopted.

(1) Report of the Housing Monitoring Sub-Committee

The Mayor moved by way of amendment *“That recommendations 4 and 5 made by the Committee be amended to provide:*

4. *That a sub-committee comprising Councillors Garry Moore, Lesley Keast, Carole Anderton, Pat Harrow and Alister James with appropriate officer support be appointed to further evaluate partnership options with HNZ, particularly the Aranui proposal, and report back to the Community Services Committee in due course on comprehensive housing redevelopment proposals, including recommendations to establish appropriate neighbourhood improvement projects.*
5. *That the Council approve the concept of the Hornby Housing Project, on land owned by the Council, and that the development be generally in accordance with the concept plan prepared by Common Ground and Associates following community consultation.”*

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

Clause adopted as amended.

Report adopted as amended.

**11. REPORT OF THE CATHEDRAL SQUARE HERITAGE BUILDINGS
SUB-COMMITTEE**

(8.35 pm Councillor Freeman retired)

It was **resolved**:

"1. That the Council:

- Approve in principle the relocation of the Canterbury Tourism Council offices from their present location to Cathedral Square, to help create a comprehensive visitor centre development.*
- Seek expressions of interest from building owners/developers in Cathedral Square in this development and that the Lyttelton Times/Savoy/Star sites be investigated in this process.*

2. That the Council make budget provision of not less than \$30,000 for these investigations."

(The foregoing resolution being in substitution for the recommendation made by the Sub-Committee.)

(Note: Councillor Berry declared an interest in this issue, and retired from the discussion and voting thereon.)

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

(9.00 pm Councillor Fahey retired)

**12. REPORT OF THE CENTRAL CITY COMMITTEE
OF 17 FEBRUARY 1998**

Moved: That the Committee's report be adopted.

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

It was **resolved** that this clause be held over to the March Council meeting.

(2) Stewart Fountain Update

Adopted.

(Note: Councillor Sheriff requested that her vote be recorded against the adoption of the recommendation contained in this clause.)

(3) Central City Electric Shuttle

Adopted.

(Note: Councillors Cox and Ganda declared an interest in clause, and retired from the discussion and voting thereon.)

Report adopted as amended.

13. REPORTS OF THE PARKS AND RECREATION COMMITTEE

SPECIAL MEETING OF 12 DECEMBER 1997

Resolved: That the Committee's report be received.

MEETING OF 11 FEBRUARY 1998

Moved: That the Committee's report be adopted.

(1) Kennedy's Bush Scenic Reserve Extension

It was **resolved** that this clause be held over for consideration later in the meeting, in conjunction with the public excluded report on this topic.

(2) Gibraltar Farm Purchase

Adopted, subject to the deletion of recommendation 4 regarding the recovery of costs from the Selwyn District Council.

**(4) Deputations by Appointment
Sport and Entertainment Centre - Davis Cup Ties**

In view of advice that this issue had now been resolved, this clause was withdrawn.

(11) Purau Reserve Pine Tree Removal

It was **resolved** that the proposed removal of the four pine trees referred to in this clause be referred to the Spreydon/Heathcote Community Board.

Report adopted as amended.

**14. REPORT OF THE JOINT CHRISTCHURCH CITY COUNCIL/CANTERBURY
REGIONAL COUNCIL COMMITTEE OF 19 DECEMBER 1999**

Resolved: That the Committee's report be received.

**15. REPORT OF THE RECOVERED MATERIALS SPECIAL COMMITTEE
OF 18 FEBRUARY 1998**

Resolved: That the Committee's report be adopted.

**16. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD
OF 2 FEBRUARY 1998**

Resolved: That the Board's report be adopted.

**17. REPORTS OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD
SPECIAL MEETING OF 20 NOVEMBER 1997**

Resolved: That the Board's report be received.

MEETING OF 3 FEBRUARY 1998

Resolved: That the Board's report be adopted.

**18. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD
OF 4 FEBRUARY 1998**

Resolved: That the Board's report be adopted.

**19. REPORT OF THE RICcarton/WIGRAM COMMUNITY BOARD
OF 4 FEBRUARY 1998**

Resolved: That the Board's report be adopted.

**20. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
OF 4 FEBRUARY 1998**

Resolved: That the Board's report be adopted.

**21. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 3 FEBRUARY 1998**

Resolved: That the Board's report be adopted.

22. NOTICES OF MOTION

(1) Confirmation of Proceedings to Declare Humphreys Drive as a Limited Access Road Between Linwood Avenue and Ferry Road

Also considered in conjunction with this clause was a tabled objection lodged by Chapman Tripp on behalf of the owner of a large area of commercial land adjoining Ferry Road, with a right-of-way on to Humphreys Drive. Following a request by the Legal Services Manager, it was **resolved**:

1. That this clause be withdrawn, in view of the objection received.
2. That a sub-committee comprising Councillors Close, Cox and O'Rourke be appointed to consider the objection, and report back to the Council.

(2) Confirmation of Proceedings to Make the Christchurch City Traffic and Parking Alteration Bylaw 1998

Adopted.

(3) Commencement of Proceedings to Make the Christchurch City Traffic and Parking Alteration (No 2) Bylaw 1998

Adopted.

(4) Commencement of Proceedings to Change Name of Part of Winters Road to Queen Elizabeth II Drive

Adopted.

(5) Ouruhia Radio Tower

Dealt with earlier in the meeting.

23. CHRISTCHURCH-ADELAIDE SISTER CITY COMMITTEE: APPOINTMENT OF COUNCIL MEMBER OF DELEGATION

Following consideration of a tabled letter from the Christchurch-Adelaide Sister City Committee requesting that a Councillor be appointed to join a delegation to Adelaide, it was **resolved**:

1. That, depending on their availability, one of the following Councillors be appointed as a member of the delegation to visit Adelaide from 9 to 15 March 1998:

Councillor Anna Crighton
Councillor Graham Condon
Councillor Margaret Murray

25. 2. 98

- 13 -

2. That the Councillor joining the delegation be granted leave and expenses on the basis set out in Option A of the Sister City Committee's letter, estimated at 50% of a total cost of \$2,400.

24. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** that the resolution to exclude the public set out in the pink sheet attached to the agenda be adopted.

CONFIRMED THIS 25TH DAY OF MARCH 1998

MAYOR

**150TH MEETING
OF
THE CHRISTCHURCH CITY COUNCIL**

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2.00 PM ON WEDNESDAY 25 FEBRUARY 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, Ishwar Ganda, Pat Harrow, Alister James,
Lesley Keast, Charles Manning, Garry Moore, Margaret Murray,
Denis O'Rourke, Gail Sheriff, Barbara Stewart and Ron Wright.

(Note: Councillors Fahey, Freeman and Howell retired from the meeting prior to the exclusion of the public.)

**25. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 13 AND 16 FEBRUARY 1998**

It was **resolved** that the Committee's report be held over to the March Council meeting.

**26. REPORT OF THE CHRISTCHURCH CITY HOLDINGS LIMITED
DIRECTOR APPOINTMENT SUB-COMMITTEE**

Resolved: That the Committee's report be adopted.

**27. REPORTS OF THE PARKS AND RECREATION COMMITTEE
OF 11 FEBRUARY 1998**

Moved: That the Committee's report be adopted.

(16) Kennedy's Bush Scenic Reserve Extension

It was **resolved:**

25. 2. 98

- 15 -

1. That the Amber Rose Estate property be purchase for a scenic reserve at a price of \$170,000 plus GST subject to:
 - The owner providing the Council with title to the site.
 - The water right being assigned to the Council.
 - An easement of right-of-way being granted over the land contained in CT 40A/637.
2. That upon purchase the property be classified and held as scenic reserve in terms of the Reserves Act 1977.

Report adopted as amended.

**28. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD
OF 4 FEBRUARY 1998**

Resolved: That the Board's report be received.

29. CONCLUSION

The meeting concluded at 9.20 pm.

CONFIRMED THIS 25TH DAY OF MARCH 1998

MAYOR