

**162ND MEETING
OF
THE CHRISTCHURCH CITY COUNCIL**

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2.00 PM ON WEDNESDAY 26 AUGUST 1998 AND
(MEANTIME HAVING BEEN ADJOURNED) RECONVENED AT
1.30 PM ON MONDAY 31 AUGUST 1998**

PRESENT: 26 August 1998

Councillor Morgan Fahey (Deputy Chairperson presiding).
Councillors Oscar Alpers, Carole Anderton, Graham Berry, David Buist, David Close, David Cox, Anna Crighton, Newton Dodge, Carole Evans, 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.

31 August 1998

The Mayor, Ms Vicki Buck (Chairperson).
Councillors Oscar Alpers, Carole Anderton, Graham Berry, David Buist, David Close, Graham Condon, David Cox, Newton Dodge, Carole Evans, Morgan Fahey, 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: 26 August 1998

Apologies for absence were received and accepted from the Mayor and Councillor Graham Condon.
Apologies for lateness were received and accepted from Councillors Gordon Freeman and Alister James who arrived at 3.10 pm.

31 August 1998

An apology for absence was received and accepted from Councillor Anna Crighton.

An apology for lateness was received and accepted from Councillor Alister James.

ABSENT: 31 August 1998

Councillor Gordon Freeman.

1. CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING OF 22 JULY 1998

Resolved: That the minutes of the ordinary Council meeting held on Wednesday 22 July 1998 be confirmed.

2. SUPPLEMENTARY ITEMS

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

- Report of the Gloucester Street Working Party.
- Report by the Chairman of the Strategy and Resources Committee – Southpower Limited Revised Statement of Corporate Intent.
- Report by the Chairman of the City Services Committee regarding traffic management WestpacTrust Centre, Addington Raceway.
- Pages omitted from the agenda and forwarded by memorandum:

Agenda page 50 Strategy and Resources Committee – pages 35 and 36

Agenda page 208 Community Services Committee – pages 13-17

Agenda page 315 Draft Waste Management Plan Hearing Panel – Attachment C

The Deputy Mayor advised that it had not been possible to have sent these items out with the agenda because they were not available at that time and 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 four supplementary items be received and considered at the present meeting.

3. DEPUTATIONS BY APPOINTMENT

The Deputy Mayor advised that further persons had sought the opportunity to address the Council on the public rental housing (250-254 Gloucester Street) in addition to those included in the agenda.

It was **resolved** that the submissions be heard at the present meeting.

(1) Public Rental Housing – 250-254 Gloucester Street

Submissions were made by Kate Spencer, Reverend Canon David Morrell, Bell Melzer (Inner City East Neighbourhood Group), Irinka Britnell, Ian Clark on behalf of the Civic Trust and Ewen Coker (Poor People's Embassy).

It was **resolved** that the submissions be considered in conjunction with the report of the Gloucester Street Housing Development Working Party.

(2) Art in the Park

Submissions were made by Lorraine North (Professional Art Services) requesting that funding be provided for the Art in the Park project in the current financial year. She requested that the event if approved by the Council be held in Hagley Park.

It was **resolved** that the submissions be considered in conjunction with clause 4 of the report of the Strategy and Resources Committee.

(3.10 pm Councillors Alister James and Gordon Freeman arrived)

(3) Works Operations Unit

Submissions were made by Mr Ross Francis on behalf of the New Zealand Contractors Federation Inc who held that contractors did not have equal opportunity when competing with the Council's Works Operations Unit.

It was **resolved** that the submissions be considered in conjunction with clause 5 of the report of the Strategy and Resources Committee.

(4) Central City Bus Interchange

Submissions were made by Councillor Diana Shand on behalf of the Canterbury Regional Council. She requested that the Canterbury Regional Council be included in any Council committees or sub-committees investigating the Christchurch City bus interchange proposals.

It was **resolved** that the submissions be considered in conjunction with clause 1 of the report of the Central City Committee.

4. PRESENTATION OF PETITIONS

Public Rental Housing – 250-254 Gloucester Street

Councillor Anna Crighton tabled a petition on behalf of approximately 500 persons objecting to the demolition of properties at 250-254 Gloucester Street.

It was **resolved** that the petition be considered in conjunction with the report of the Gloucester Street Housing Development Working Party.

5. REPORT OF THE GLOUCESTER STREET HOUSING DEVELOPMENT WORKING PARTY

The Deputy Mayor referred to Notices of Motion from Councillor Denis O'Rourke and Councillor Graham Berry. It was noted that debate on the working party's report would supersede the Notices of Motion. Councillor Graham Berry agreed to his Notice of Motion being withdrawn. Councillor Denis O'Rourke agreed to the withdrawal of his Notice of Motion subject to an amendment to clause 2 of the working party's recommendation.

It was moved by Councillor Moore, seconded by Councillor Wright *"That the text of Councillor Denis O'Rourke's Notice of Motion be considered with the recommendation of the working party in substitution of recommendation 2"*.

Councillor Close moved by way of amendment to Councillor O'Rourke's Notice of Motion *"That the following replace the working party's recommendation 2:*

- 1. That further design improvements be achieved within the existing resource consent envelope in consultation with the builder.*
- 2. That the cost of improvements not exceed 2¹/₂% of the total cost of the project.*
- 3. That the improvements be approved by sub-committee of Councillors Crighton, O'Rourke, Stewart and Wright within 15 days."*

The amendment was accepted as an alteration to Councillor O'Rourke's Notice of Motion and when put to the meeting was declared **carried** on division no 1 by 16 votes to 6, the voting being as follows:

For (16): Councillors Anderton, Close, Dodge, Evans, Ganda, Harrow, Howell, James, Manning, Moore, Murray, O'Rourke, Sheriff, Stewart, Wright and the Deputy Mayor.

Against (6): Councillors Alpers, Berry, Cox, Crighton, Freeman, Keast.

Absent: The Mayor, Councillors Buist and Condon.

Recommendations 1, 3 and 4 were declared **carried**.

Recommendation 5 was put separately and **declared** lost on division no 2 by 15 votes to 7, the voting being as follows:

Against (15): Councillors Anderton, Berry, Cox, Dodge, Freeman, Ganda, Harrow, Howell, James, Keast, Manning, Murray, Sheriff, Stewart and the Deputy Mayor.

For (7): Councillors Alpers, Close, Crighton, Evans, Moore, O'Rourke and Wright.

Absent: The Mayor, Councillors Buist and Condon.

6. CORRESPONDENCE

Nil.

(5.35 pm Councillor Freeman retired)

**7. REPORT OF THE STRATEGY AND RESOURCES COMMITTEE
OF 17 AUGUST 1998**

Moved: That the Committee's report be adopted.

(1) Sale of Part of the Former Lyttelton Street Yard Site

Clause 7 of the report of the Parks and Recreation Committee was also considered in conjunction with this report. Recommendations 1, 2 and 3 of the Strategy and Resources Committee were adopted.

It was **resolved** further on the motion of Councillor Murray seconded by Councillor Berry:

4. *That the Council review the designation of Open Space should the application for planning consent not succeed.*

(5.50 pm Councillors Cox and Ganda retired)

**Report by the Chairman of the Strategy and Resources Committee
Southpower Ltd – Revised Statement of Corporate Intent**

This report was considered together with the supplementary report by the Chairman of the Strategy and Resources Committee.

It was **resolved** that recommendations 1-5 of the Chairman's supplementary report (clause 2) be adopted subject to the addition of the following amendment:

6. *Southpower in undertaking its divestment programme investigate any opportunities to acquire additional distribution network in particular opportunities to acquire network in exchange for electricity retailing business.*

(Councillor O'Rourke requested that his vote against this motion be recorded.)

(2) Councillors' Overseas Travel

It was **resolved** that recommendation 1. shown in this clause be adopted subject to recommendation 1(iv) being amended to read:

- 1(iv) *All costs of elected members' overseas travel be reported to the Strategy and Resources Committee as part of the six monthly monitoring process.*

Recommendation 2 was put separately to the meeting and declared **lost**.

(7.12 pm Councillor Howell retired)

(4) Metropolitan Grants Sub-Committee - Sculpture Event

Councillor Buist moved by way of amendment:

- “1. That the sculpture event remain in Hagley Park in 1999/2000 as provided for in the 1998/99 Annual Plan.*
- 2. That the Council provide an advance of \$10,000 during 1998/99 to Professional Art Services to assist with the planning of the event in 1999/2000.”*

The amendment was seconded by Councillor Close and when put to the meeting was declared **carried** as the substantive motion.

(5) Works Operations Unit

Recommendations 1 and 2 were adopted and it was **resolved** further on the motion of Councillor Murray, seconded by Councillor Buist:

- 3. That the Council request the City Manager to investigate and report to the February 1999 meeting of the Council including:*
 - (a) Retention of the Works Operations Unit.*
 - (b) The formation of a works LATE.*
 - (c) Contracting out to private contractors.*

(6) South Island Marketing Project

Councillor Moore moved by way of amendment the addition of the following words to the recommendation of the Strategy and Resources Committee *“and that the new Destination Christchurch Board be invited to have input into the South Island marketing project”*. The amendment was seconded by Councillor Close and when put to the meeting was declared **carried** on division no 3 by 10 votes to 8, the voting being as follows:

For (10):	Councillors Alpers, Anderton, Close, Crighton, Harrow, James, Keast, Manning, Moore and the Deputy Mayor.
Against (8):	Councillors Berry, Buist, Dodge, Evans, Murray, Sheriff, Stewart and Wright.
Abstain:	Councillor O’Rourke.
Absent:	The Mayor, Councillors Condon, Cox, Freeman, Ganda and Howell.

(8.05 pm Councillor James retired)

**(7) Christchurch City Holdings Limited
Statement of Corporate Intent**

It was **resolved** that the Committee's recommendation be adopted.

(8) Destination Christchurch – Appointment of Directors

Councillor Murray moved *“That the three nominations of trustees for the three positions on the Destination Christchurch Board be the Chairman of the Strategy and Resources Committee, the Mayor and the Chairman of the Christchurch International Airport Company”*. The amendment was seconded by Councillor Harrow and when put to the meeting was declared **lost**.

The Committee's recommendation was then put to the meeting as the motion and declared **carried**.

**(7) Christchurch City Holdings Limited
Statement of Corporate Intent**

Councillor Stewart requested that clause 7 be resubmitted to the meeting. It was noted that Councillors had retired from the meeting since the clause was considered. The Deputy Mayor chairing the meeting ruled the status quo.

Report adopted as amended.

**8. REPORT OF THE PROJECTS AND PROPERTY COMMITTEE
OF 14 AUGUST 1998**

Moved: That the Committee's report be adopted.

**(1) Fundraising: Petition on Retention of ‘Centennial Pool’ Name for New City
Centre Aqua Leisure Complex**

Adopted. (Councillor Moore requested that his vote against this motion be recorded.)

Report adopted.

**9. REPORT OF THE ENVIRONMENTAL COMMITTEE
OF 13 AUGUST 1998**

(8.30 pm Councillor James returned)

Moved: That the Committee's report be adopted.

(2) Submissions on Canterbury Regional Council's Draft Air Plan - Christchurch Clean Air Zone 2000

It was **resolved** that the Committee's recommendation adopted with the following additional amendments to the draft submission:

(i) Further Investigations

That the Council requests that the Canterbury Regional Council investigate all emissions including small particulates, from industry, trade and transport.

(ii) Draft Submission Page 2

The Council supports the phasing out of the use of coal for domestic use by 1999/2000.

(iii) Draft submission Page 3

"Discharge of contaminants into the air from the combustion of any fuel in any open fire in any dwelling or other building after 30 September **2003**."

(iv) Draft submission Page 3 Chapter 3, Page 21, Policy 3

The Christchurch City Council supports this policy of phasing out the use of any domestic enclosed solid fuel burners not complying with 1.5 grams of particulate per kilogramme requirement but considers it should apply from 30 September **2004** or 15 years from the date of installation.

Clauses 1 and 2 adopted as amended.

(8.30 pm It was **resolved** that the present meeting now consider urgent items and then adjourn to be reconvened to consider the remaining items of business.)

**10. REPORT OF THE CITY SERVICES COMMITTEE
OF 13 AUGUST 1998**

Moved: That clause 7 of the Committee's report be adopted.

Adopted.

**11. REPORT OF THE PARKS AND RECREATION COMMITTEE
OF 12 AUGUST 1998**

Moved: That clause 4 of the Committee's report be adopted.

Adopted.

12. NOTICES OF MOTION

- (1) **Confirmation of Proceedings to Make the Christchurch City Traffic and Parking Alteration (No 3) Bylaw 1998**

Adopted.

- (2) **Commencement of Proceedings to Make Waimairi District Bylaw No 1 1993 Alteration Bylaw 1998**

Adopted.

- (3) **Public Rental Housing – 250-254 Gloucester Street**

Dealt with earlier in the meeting.

- (4) **Public Rental Housing – 250-254 Gloucester Street**

Dealt with earlier in the meeting.

13. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** that the resolution to exclude the public set out on page 443 of the agenda be adopted.

The meeting reconvened at 1.50 pm on Monday 31 August 1998 when the following remaining items of business were dealt with.

14. SUPPLEMENTARY ITEMS (Cont'd)

The Mayor referred to the following supplementary items which were tabled:

- Supplementary report no 2 by the Chairman of the City Services Committee – Rockgas Limited – Gas Pipes in Road.
- Report of the Legal Services Manager – Ngai Tahu Claims Settlement Bill.

The Mayor advised that it had not been possible to include these items within the agenda because 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 be received and considered at the present meeting.

**15. REPORT OF THE ENVIRONMENTAL COMMITTEE
OF 13 AUGUST 1998 (Cont'd)**

Moved: That the remainder of the Committee's report be adopted.

(8) Central City Bus Interchange

Clause 16 of the report of the City Services Committee and clause 1 of the report of the Central City Committee were taken in conjunction with this clause.

Recommendation 1 in the clauses was put to the meeting and declared **carried**.

Councillor Close moved by way of amendment "*That it be recommended to the incoming Council that a working party be established to oversee the further progress of the future central city bus terminus/interchange relocation study and, in the meantime, staff be requested to undertake preparatory work on the project*". The amendment was seconded by Councillor Keast and when put to the meeting was declared **carried**.

The motion as amended was put to the meeting and declared **carried**.

(10) City Plan Hearings and Decision Process

The report of the City Plan Hearings Committee was taken in conjunction with this clause.

Recommendations 1 and 2 in the report of the City Plan Hearings Committee were put to the meeting and declared **carried**.

Report adopted as amended.

**16. REPORT OF THE CITY SERVICES COMMITTEE
OF 13 AUGUST 1998(Cont'd)**

Moved: That the remainder of the Committee's report be adopted.

(2) Rockgas Limited – Gas Pipes in Roads

Supplementary report no 2 by the Chairman of the City Services Committee was taken in conjunction with this clause.

Recommendation 1 in clause 2 was put to the meeting and declared **carried**. Recommendations 1 and 2 in the supplementary report were put to the meeting and declared **carried**.

(2.00 pm Councillor Anderton temporarily retired)

(5) Water Use, Restrictions and Future Supply Issues

At the request of the Chairman recommendations 1 and 6 were withdrawn.

Councillor O'Rourke moved by way of amendment *"That the following additional recommendations be adopted:*

1. *That water restriction management include a combination of warnings, restriction of individual supplies and prosecution as circumstances dictate.*
2. *That pursuant to sub-section 3 clause 23 of the Christchurch City Water Related Services Bylaw 1992 a reconnection fee of \$100 be publicly notified as the amount payable for normal supply is restored following restriction."*

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

The Mayor moved by way of further amendment *"That details of restriction methods, including restrictors, be reported to the September Council meeting"*. The amendment was seconded by Councillor Close and when put to the meeting was declared **carried**.

Councillor Close moved by way of further amendment *"That the Water Services Manager report on the progress of Council initiated water conservation measures, such as the detection of leaks in mains"*. The amendment was seconded by Councillor O'Rourke and when put to the meeting was declared **carried**.

Councillor Ganda moved by way of further amendment *"That the Water Services Manager report on the option of the Council carrying out repairs to leaky pipes at the owner's expense"*. The amendment was seconded by Councillor Close and when put to the meeting was declared **lost**.

The recommendation as amended was then put to the meeting and declared **carried**.

(2.15 pm Councillor Berry retired)

(9) Refuse – Recyclable Collection – Rationalisation of Rounds

The recommendation contained in this clause was adopted subject to the change occurring during the week commencing 14 September 1998.

(16) Central City Bus Interchange

Dealt with at an earlier stage of the meeting in conjunction with clause 8 of the Environmental Committee.

Report adopted as amended.

17. SUPPLEMENTARY REPORT BY THE CHAIRMAN OF THE CITY SERVICES COMMITTEE

Resolved: That the Chairman's report be adopted.

18. REPORT OF THE CITY SERVICES COMMITTEE OF 18 AUGUST 1998

Resolved: That the Committee's report be adopted.

19. REPORT OF THE COMMUNITY SERVICES COMMITTEE OF 10 AUGUST 1998

Moved: That the Committee's report be adopted.

(3) Strategy for Sister City Management

The recommendations were adopted subject to:

- Recommendation 3(vi) being amended to read:

“The alternative types, clarification of criteria and resourcing for alternative relationships, **including commercial and philanthropic relationships.**”

(Councillor Murray and Councillor Cox requested that their votes against the second part of the amendment be recorded.)

- A youth representative being added to the working party.

It was further **resolved** on the motion of the Mayor, seconded by Councillor Moore that

1. That the working party report to the Council via the Community Services Committee.
2. That any new sister city relationship be established for a specific time, which is capable of being renewed or terminated.

Report adopted as amended.

(3.00 pm Councillor Anderton returned)

(3.00 pm Councillor Berry retired)

**20. REPORT OF THE CENTRAL CITY COMMITTEE
OF 6 AUGUST 1998**

Moved: That the Committee's report be adopted.

(1) Central City Bus Interchange

Dealt with at an earlier stage of the meeting in conjunction with clause 8 of the report of the Environmental Committee.

(2) Hereford Street Taxi Stand

At the request of the Chairman, this clause was withdrawn.

(6) Cathedral Square Redevelopment – Cost Review Report

Councillor Close moved "*That a report on the cost increases in the Cathedral Square redevelopment project, itemised on pages 222 and 223 of the agenda, be submitted to the September meeting of the Strategy and Resources Committee*". The motion was seconded by the Mayor and when put to the meeting was declared **carried** on division no 1 by 12 votes to 9, the voting being as follows:

For (12): Councillors Alpers, Anderton, Close, Condon, Fahey, Ganda, Keast, Manning, Moore, O'Rourke, Wright and the Mayor.

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

Report adopted as amended.

21. REPORT OF THE LEGAL SERVICES MANAGER (SUPPLEMENTARY)

(1) Ngai Tahu Claims Settlement Bill

It was **resolved** on the motion of Councillor Close, seconded by Councillor Fahey:

1. That the Council reaffirm its support for the Bill in general.
2. That the Council seek an amendment to the effect that the Hagley Nurses Home in Riccarton Avenue be held by Ngai Tahu for Healthcare purposes.
3. That the Council seek the support of Ngai Tahu for the amendment.

(Councillor O'Rourke requested that his vote against the foregoing motion be recorded.)

**22. REPORT OF THE PARKS AND RECREATION COMMITTEE
OF 12 AUGUST 1998(Cont'd)**

Resolved: That the remainder of the Committee's report be adopted.

**23. REPORT BY THE CHAIRMAN OF THE PARKS AND RECREATION
COMMITTEE**

Resolved: That the Chairman's report be adopted.

(4.10 pm Councillor Harrow retired)

**24. REPORT OF THE CITY SERVICES COMMITTEE AND ENVIRONMENTAL
COMMITTEE OF 31 JULY 1998**

Moved: That the Committees' report be adopted.

(4.15 pm Councillor James arrived)

(1) Christchurch Wastewater Treatment Plant Discharge Consent

Councillor O'Rourke moved by way of amendment:

- "1. That recommendation 1 be substituted with 'Receive the report and the recommendations of the working party for an ocean outfall, noting that the recommendation is conditional upon the results of further investigations as detailed in the report'.*
- 2. That recommendation 2 be substituted with 'Favourably consider for possible adoption, the implementation of an ocean outfall with appropriate staging of the project following and subject to:*
 - (a) The investigations authorised below demonstrating that:*
 - (i) Contact recreation standards would be met on the surface above the outfall, and*
 - (ii) Shellfish standards would be met at all points on New Brighton and Sumner beaches.*
 - (b) Each stage of the project being reviewed on technical performance before any following stage is approved.*
 - (c) The project, and each stage of it, being reviewed as part of the Council's usual process for the prioritisation of capital expenditure.'"*

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

The recommendation as amended was then put to the meeting and declared **carried**.

Report adopted as amended.

**25. REPORT OF THE RECOVERED MATERIALS SPECIAL COMMITTEE
OF 12 AUGUST 1998**

Resolved: That the Committee's report be received.

**26. REPORT OF THE LANCASTER PARK SUB-COMMITTEE
OF 27 JULY 1998**

Resolved: That the Sub-Committee's report be received.

**27. REPORT OF THE CITY PLAN HEARINGS COMMITTEE
OF 27 JULY 1998**

Dealt with at an earlier stage of the meeting in conjunction with clause 10 of the report of the Environmental Committee.

**28. REPORT OF THE DRAFT WASTE MANAGEMENT PLAN FOR SOLID AND
HAZARDOUS WASTE HEARINGS PANEL OF 14 AND 15 JULY 1998**

Resolved: That the Panel's report be adopted.

**29. REPORT OF THE GLOUCESTER STREET HOUSING DEVELOPMENT
WORKING PARTY**

The working party's report was dealt with at an earlier stage of the meeting.

**30. REPORT OF THE RESOURCE MANAGEMENT HEARINGS PANEL (ROAD
STOPPING) OF 14 AUGUST 1998**

Resolved: That the Panel's report be adopted.

**31. REPORT OF THE CANTERBURY WASTE JOINT STANDING COMMITTEE
OF 5 AUGUST 1998**

Resolved: That the Committee's report be received.

**32. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD
OF 3 AUGUST 1998**

Resolved: That the Board's report be received.

**33. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD
OF 4 AUGUST 1998**

Resolved: That the Board's report be adopted.

**34. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be adopted.

**35. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be adopted.

(4.40 pm Councillor Murray retired)

**36. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be adopted.

**37. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 4 AUGUST 1998**

Resolved: That the Board's report be adopted.

38. NOTICES OF MOTION

The notices of motion were dealt with at an earlier stage of the meeting.

39. QUESTIONS

Councillor Alpers asked the Chairman of Christchurch City Holdings Limited the following questions:

As a consequence of the conviction and fining of Christchurch Transport Limited and its Chief Executive for breaches of the Commerce Act:

- (i) *Has Christchurch City Holdings Limited considered taking action to remove the directors of Christchurch Transport Limited and if not, why not?*
- (ii) *What steps can CCHL take, and what steps has it taken, to seek the dismissal of Christchurch Transport Limited's Chief Executive Officer?*
- (iii) *Does Christchurch City Holdings Limited acknowledge that these convictions and the actions and inactions that gave rise to them, are causing or likely to cause a significant loss to the ratepayers of Christchurch through:*
 - (a) *Regional Council bus subsidies being higher than they otherwise would have been;*
 - (b) *Diminished profit and a diminished capacity for Christchurch Transport Limited to pay dividends; and*
 - (c) *Probable loss of future business for Christchurch Transport Limited and consequent reduction in the company's profitability and the value of the company itself?*

The Chairman of Christchurch City Holdings responded as follows:

1. *The matter is still under consideration by CCHL. CCHL has met twice, on the first occasion with the directors of CTL. On the second occasion the Chairman of CTL was spoken to by telephone. I attended part of a meeting of directors of CTL last Wednesday during the course of the Council meeting.*
2. *The employment of the CEO is a matter for the board of CTL. Negotiations have not concluded but a statement should be made later this week.*
3. *The convictions relate to an "attempt" and there is no evidence or suggestion that previous tenders have been awarded on the basis of any collusion. Therefore CRC bus subsidies are not higher than they would have been. The amount of the fines are significant and of course will affect dividends. However, CTL dividends should be maintained because of the financial performance of the company which should not be affected.*

(4.40 pm Councillor Fahey retired)

Councillor Alpers asked the Chairperson of the Community Services Committee the following questions:

- (i) *Is it correct that on the practical completion of the WestpacTrust Centre and handing over to the Christchurch City Council on 28 August 1998, the management of the facility by NCC (NZ) Ltd will immediately commence?*
- (ii) *If so, why are the opening celebrations on 5 September being controlled by Councillor Wright?*
- (iii) *Why do invitees, including Councillors, have to apply to Councillor Ron Wright for tickets, and on what basis and to whom will those tickets be allocated?*

The Chairperson of the Community Services Committee responded as follows:

- (i) *Upon practical completion (28 August) the building will be handed over to NCC as operational managers. Full commercial operation will commence on 12 September. The opening events run by the Christchurch City Council will provide NCC with its first non-commercial client.*
- (ii) *The opening celebrations are being organised by an organising committee set up by the Projects and Property Committee on 15 May 1998 (reported to the Council on 27 May 1998) (members of committee attached).*
- (iii) *Councillor Wright can best answer this, but essentially a decision was made to use a voluntary group rather than Council officers to field applications for tickets.*

Councillor Alpers asked the City Manager the following question:

On what basis has administrative support been made available by the City Council to the "Trust for Us" to sell naming rights to paving slabs outside the WestpacTrust Centre, and what right does the "Trust for Us" have to sell those naming rights?

The City Manager responded as follows:

The Council approved, on 27 May 1998, the sale of inscribed paving slabs outside the WestpacTrust Centre by Trust for Us. The Council has given no administration support to the Trust, other than some minor assistance by a Committee Secretary analogous to support that would be given to many voluntary agencies in the city.

(4.45 pm Councillor Evans retired)

40. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** that the resolution to exclude the public set out on pages 443 to 445 of the agenda be adopted.

CONFIRMED THIS 23RD DAY OF SEPTEMBER 1998

MAYOR

**162ND MEETING
OF
THE CHRISTCHURCH CITY COUNCIL**

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2.00 PM ON WEDNESDAY 26 AUGUST 1998 AND
(MEANTIME HAVING BEEN ADJOURNED) RECONVENED AT
1.30 PM ON MONDAY 31 AUGUST 1998**

PRESENT: **26 August 1998**
Councillor Morgan Fahey (Deputy Chairperson presiding).
Councillors Oscar Alpers, Carole Anderton, Graham Berry, David Buist,
David Close, Anna Crighton, Newton Dodge, Carole Evans, Pat Harrow,
Lesley Keast, Charles Manning, Garry Moore, Margaret Murray,
Gail Sheriff, Barbara Stewart and Ron Wright.

31 August 1998
The Mayor, Ms Vicki Buck (Chairperson).
Councillors Oscar Alpers, Carole Anderton, Graham Berry, David Buist,
David Close, Graham Condon, David Cox, Newton Dodge,
Carole Evans, Ishwar Ganda, Pat Harrow, Ian Howell, Alistair James,
Lesley Keast, Charles Manning, Garry Moore, Margaret Murray,
Denis O'Rourke, Gail Sheriff, Barbara Stewart and Ron Wright.

APOLOGIES: **26 August 1998**
Apologies for absence were received and accepted from the Mayor and
Councillor Graham Condon.

Councillors David Cox, Gordon Freeman, Ishwar Ganda, Ian Howell,
Alistair James and Denis O'Rourke retired from the meeting prior to the
exclusion of the public.

31 August 1998
An apology for absence was received and accepted from Councillor
Anna Crighton.

ABSENT: **31 August 1998**
Councillor Gordon Freeman.

Councillors Graham Berry, Carole Evans, Morgan Fahey, Pat Harrow and
Margaret Murray retired prior to the public being excluded from the meeting.

**41. REPORT OF THE STRATEGY AND RESOURCES COMMITTEE
OF 17 AUGUST 1998**

Resolved: That the Committee's report be received.

**42. REPORT OF THE CITY SERVICES COMMITTEE
OF 13 AUGUST 1998**

Moved: That clause 26 of the Committee's report be adopted.

Adopted.

**43. REPORT OF THE PARKS AND RECREATION COMMITTEE
OF 12 AUGUST 1998**

Moved: That clauses 18 and 20 of the Committee's report be adopted.

(18) Beachcomber Restaurant

Adopted.

**(20) Reserve Purchase Heathcote Valley
St Martins Properties Limited**

Adopted.

**44. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be received.

(8.40 pm It was **resolved** that the present meeting adjourn and reconvene at 1.30 pm on Monday 31 August 1998.)

45. CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING OF 22 JULY 1998

Resolved: That the minutes of the ordinary Council meeting held on Wednesday 22 July 1998 with the public excluded be confirmed.

**46. REPORT BY THE CHAIRMAN OF THE PROJECTS AND PROPERTY
COMMITTEE**

Resolved: That the Chairman's report be adopted.

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**47. REPORT OF THE CITY SERVICES COMMITTEE
OF 13 AUGUST 1998**

Clause 26 was dealt with at an earlier stage of the meeting.

The recommendations contained in clause 27 and 28 were adopted.

(4.55 pm Councillor Ganda and Councillor Moore retired)

**48. REPORT OF THE PARKS AND RECREATION COMMITTEE
OF 12 AUGUST 1998**

Clauses 18 and 20 were dealt with at an earlier stage of the meeting.

Resolved: That the remainder of the Committee's report be adopted.

**49. REPORT OF THE CANTERBURY WASTE JOINT STANDING COMMITTEE
OF 5 AUGUST 1998**

Resolved: That the Committee's report be received.

**50. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be received.

**51. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
OF 5 AUGUST 1998**

Resolved: That the Board's report be adopted.

52. CONCLUSION

The reconvened meeting concluded at 5.00 pm on Monday 31 August 1998.

CONFIRMED THIS 23RD DAY OF SEPTEMBER 1998

MAYOR