



**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 2PM ON THURSDAY 27 JUNE 2002**

PRESENT: The Mayor, Garry Moore (Chairperson).
Councillors Oscar Alpers, Carole Anderton, Paddy Austin, Helen Broughton, Sally Buck, Graham Condon, Barry Corbett, Anna Crighton, Carole Evans, Megan Evans, Ishwar Ganda, Pat Harrow, Alister James, Lesley Keast, Denis O'Rourke, Gail Sheriff, Barbara Stewart, Ingrid Stonhill, Sue Wells, Chrissie Williams, Norm Withers and Ron Wright.

APOLOGIES: Apologies for absence were received and accepted from Councillors Erin Baker and David Cox.
An apology for lateness was received and accepted from Councillor Paddy Austin, who arrived at 2.10pm.

1. TRIBUTES

The Mayor referred to the recent death of Mr Bernard Hansen, and paid tribute to his long involvement in issues affecting the Estuary, Sumner and the wider community.

Mr Charles Manning also paid tribute to the late Mr Tony Hearn QC, and referred to his long involvement in planning issues, and the many occasions on which he had appeared as counsel at Council hearings, and before the Environment Court.

Members then stood in silence as a mark of respect for both men.

2. CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING OF 23 MAY 2002

Resolved: That the minutes of the ordinary Council meeting (both open and public excluded sections) held on Thursday 23 May 2002 be confirmed, subject to the amendment of clause 9 relating to the report of the Central City Streets Subcommittee of 17 May 2002, to record that Councillors Cox and Keast had also retired from consideration of the Subcommittee's report, in addition to the four other Councillors listed.

3. SUPPLEMENTARY ITEMS

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

- Report by the Chair of the Strategy and Finance Committee seeking approval to convert a loan investment in Red Bus Ltd to equity.
- Report by the Chair of the Strategy and Finance Committee seeking approval for the renewal of the Council's Insurance Programme 2002/03.
- Report by the Chair of the Regulatory and Consents Committee requesting that the Council Hearings Panel be delegated power to make decisions under Section 40 of the Resource Management Act 1991.
- Report of the Central City Streets Subcommittee regarding the Central City Produce Market, and the proposed public streets enclosure policy.

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

It was **resolved** that the late items be received and considered at the present meeting.

4. **DEPUTATIONS BY APPOINTMENT**

Nil.

5. **PRESENTATION OF PETITIONS**

Nil.

6. **CORRESPONDENCE**

Nil.

7. **REPORT OF THE STRATEGY AND FINANCE COMMITTEE
OF 17 JUNE 2002**

Moved: That the Committee's report be adopted.

(2) **Sale of Wood for Domestic Use in Christchurch**

Adopted, subject to the correction of the recommendation to refer to the 'transitional' rather than the 'transitory' regional plan.

(3) **Draft Clean Heat Project – Discussion Document**

With reference to recommendation 3, Councillor James advised that it had since been ascertained that Ecan did not intend to arrange any formal hearings to allow submitters to be heard in person.

It was therefore **resolved** that this item be placed on the agenda for discussion at the joint meeting between Ecan and the Strategy and Finance Committee to be held on Wednesday 17 July 2002.

Report adopted as amended.

8. **REPORT BY THE CHAIR OF THE STRATEGY AND FINANCE COMMITTEE REGARDING
SUBMISSION ON DRAFT RATING VALUE RULES: VERSION 3**

Resolved: That the submission on the draft rules be approved and submitted to the Valuer-General for his consideration.

9. **SUPPLEMENTARY REPORT BY THE CHAIR OF THE STRATEGY AND FINANCE COMMITTEE
REGARDING RED BUS LIMITED: SHARE INVESTMENT**

Resolved: That Christchurch City Holdings Ltd be authorised to invest \$5M in additional share capital in RedBus Ltd by converting an existing loan to equity.

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

10. **SUPPLEMENTARY REPORT NUMBER 2 BY THE CHAIR OF THE STRATEGY AND FINANCE
COMMITTEE REGARDING RENEWAL OF COUNCIL'S INSURANCE PROGRAMME**

Resolved: That the Council approve the renewal of the Council's insurance programme as set out in the table included in the report, at a cost of \$1,895,319.

**11. REPORT OF THE ARTS, CULTURE AND HERITAGE COMMITTEE
OF 13 JUNE 2002**

Moved: That the Committee's report be adopted.

(1) Delegated Responsibility to Festivals and Events Subcommittee

Councillor Wells moved by way of amendment "*That the recommendations contained in this clause be held over to allow them to be reconsidered in the course of the pending review of the Council's committee and subcommittee structure*". The amendment was seconded by Councillor Wright and when put to the meeting was declared **carried** on division no 1 by 15 votes to 8, the voting being as follows:

For (15): Councillors Alpers, Anderton, Austin, Broughton, Corbett, M Evans, Harrow, Keast, O'Rourke, Stewart, Stonhill, Wells, Withers, Wright and the Mayor.

Against (8): Councillors Buck, Condon, Crighton, C Evans, Ganda, James, Sheriff and Williams.

(3) Conservation Covenants for Non-Heritage Properties

The three recommendations contained in this clause were adopted without amendment.

It was further **resolved** on the motion of Councillor Crighton, seconded by Councillor James that, for the avoidance of doubt the following be added to the policy:

- (a) That each party shall pay their own solicitor's costs of and incidental to the preparation of this memorandum, and
- (b) The landowner shall pay the Council's costs (as between solicitor and client) of and incidental to the enforcement or attempted enforcement of the Council's rights, remedies and powers under the memorandum and shall indemnify the Council against all claims and proceedings arising out of a breach by the landowner of any of its obligations set out in the memorandum.

Report adopted as amended.

**12. REPORT OF THE COMMUNITY AND LEISURE COMMITTEE
OF 10 JUNE 2002**

Resolved: That the Committee's report be received.

It was further **resolved** that the staff be requested to make arrangements for a presentation to Councillors on the new SPARC funding programme which has been introduced in place of the funding formerly provided through the Hillary Commission, the New Zealand Sports Foundation and other sources.

**13. REPORT OF THE PARKS, GARDENS AND WATERWAYS COMMITTEE
OF 12 JUNE 2002**

Resolved: That the Committee's report be adopted.

- (Note: 1. Councillor O'Rourke recorded his vote against the adoption of the recommendation in clause 2 of the report, dealing with the Avon/Heathcote Estuary Ihutai Trust.
2. The Mayor declared an interest in clause 4 of the report dealing with a forestry licence held by the Selwyn Plantation Board, and retired from the discussion and voting thereon, when the Deputy Mayor (Councillor Lesley Keast) temporarily assumed the chair.)

**14. REPORT OF THE PROPERTY AND MAJOR PROJECTS COMMITTEE
OF 7 JUNE 2002**

Resolved: That the Committee's report be adopted.

**15. REPORT OF THE REGULATORY AND CONSENTS COMMITTEE
OF 14 JUNE 2002**

Moved: That the Committee's report be adopted.

(3) Selwyn District Plans

Adopted.

It was further **resolved** that the Council Hearings Panel be granted delegated power to amend or withdraw the City Council's submissions and further submissions, as required.

Report adopted as amended.

(Note: 1. Councillors Crighton and Stewart declared an interest in clause 1 of the report, and retired from the discussion and voting thereon.
2. Councillor Sheriff declared an interest in that part of clause 3 relating to the Christchurch International Airport flight path noise contour protection, and retired from the discussion and voting thereon.
3. Councillors Sheriff and Wells declared an interest in clause 4 of the report, and retired from the discussion and voting thereon.)

**16. SUPPLEMENTARY REPORT BY CHAIR OF THE REGULATORY AND CONSENTS COMMITTEE:
DELEGATIONS IN RESPECT OF SECTION 40 OF RESOURCE MANAGEMENT ACT 1991**

It was **resolved** that the following additional delegation be granted to the Council Hearings Panel, and added to the register of delegations:

'1(y) to exercise the powers of the Council under Section 40 of the Resource Management Act 1991'

**17. REPORT OF THE SUSTAINABLE TRANSPORT AND UTILITIES COMMITTEE
OF 11 JUNE 2002**

Resolved: That the Committee's report be adopted.

**18. REPORT OF THE BUDGET SCRUTINY AND AUDIT SPECIAL COMMITTEE
OF 4 JUNE 2002**

Resolved: That the Committee's report be received.

**19. REPORT OF THE COMMUNITY PLANS SPECIAL COMMITTEE
OF 4 JUNE 2002**

Moved: That the Committee's report be adopted.

(1) Partnership with Coast to High Country Environmental Education Programme

Adopted.

It was **resolved** further that the Acting City Manager and Director of Policy be requested to review the extent to which the triple bottom line analysis was included in future reports.

(2) Youth Alcohol and Drugs Issue

Received. It was noted that Celia Martin was employed by the Christchurch City Mission, not the Christchurch City Council.

Report adopted as amended.

**20. REPORT OF THE CONSULTATION AND COMMUNICATION SPECIAL COMMITTEE
OF 6 JUNE 2002**

Moved: That the Committee's report be received.

(1) Consultation – A Status Report

Received.

It was further **resolved** that an additional criterion be included in the criteria suggested in the report, as follows:

' - estimated cost of the consultation proposed to be undertaken'

Report received as amended.

**21. REPORT OF THE URBAN PLANNING AND GROWTH SPECIAL COMMITTEE
OF 19 JUNE 2002**

Resolved: That the Committee's report be received, subject to it being noted that Councillor Harrow had tendered an apology for absence prior to the Committee meeting.

**22. REPORT OF THE CANTERBURY WASTE SUBCOMMITTEE
OF 14 MAY 2002**

The Subcommittee's open and public excluded reports were taken together in open meeting.

Resolved: That the Subcommittee's report be received, subject to the correction of the penultimate paragraph in clause 6 to record that the Chairman had commented that incineration was **not** viewed as the desired option in Perth.

**23. REPORTS OF THE BURWOOD/PEGASUS COMMUNITY BOARD
MEETING OF 13 MAY 2002**

Resolved: That the Board's report be received.

MEETING OF 27 MAY 2002

Resolved: That the Board's report be received.

**24. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD
OF 4 JUNE 2002**

Resolved: That the Board's report be adopted.

**25. REPORTS OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD
MEETING OF 16 MAY 2002**

Resolved: That the Board's report be received.

MEETING OF 5 JUNE 2002

Resolved: That the Board's report be adopted.

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**26. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD
OF 5 JUNE 2002**

Resolved: That the Board's report be adopted.

**27. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
OF 5 JUNE 2002**

Resolved: That the Board's report be adopted.

**28. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 4 JUNE 2002**

Resolved: That the Board's report be received.

29. NOTICES OF MOTION

(1) Proposed City Produce Market, Special Order Declaring Cambridge Terrace Between Colombo Street and Manchester Street as Part-time Pedestrian Mall

(Note: 4.50pm Councillor Wright was ordered to leave the meeting, having been found guilty of contempt by reason of a breach of Standing Order 2.20.7.)

Following consideration of the Central City Streets Subcommittee's report of 20 June 2002 and a tabled submission on behalf of Pyne Gould Guinness Ltd, it was **resolved**:

1. That the Special Order procedure initiated by the Council on 23 May 2002 be discontinued.
2. That further consideration of recommendations 2-4 inclusive made by the Central City Streets Subcommittee be deferred for one month.

(Note: Councillors Buck, Harrow, Keast and Wells all declared an interest in this item, and retired from the discussion and voting thereon.)

30. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** that the resolution to exclude the public set out on page 217 of the agenda be adopted.

CONFIRMED THIS 25TH DAY OF JULY 2002

MAYOR