

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL  
HELD AT 2PM ON WEDNESDAY 24 APRIL 2002**

**PRESENT:** The Mayor, Garry Moore (Chairperson).  
Councillors Oscar Alpers, Carole Anderton, Paddy Austin, Erin Baker, Helen Broughton, Sally Buck, Graham Condon, Barry Corbett, David Cox, 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 lateness were received and accepted from Councillors Ron Wright and Alister James, who arrived at 2.08pm and 3.20pm respectively.

**1. CONFIRMATION OF MINUTES**

**ORDINARY COUNCIL MEETING OF 28 MARCH 2002**

**Resolved:** That the minutes of the ordinary Council meeting held on Thursday 28 March 2002 be confirmed.

**ANNUAL PLAN COUNCIL MEETING OF 8 APRIL 2002**

**Resolved:** That the minutes of the Annual Plan Council meeting held on Monday 8 April 2002 be confirmed.

**2. SUPPLEMENTARY ITEMS**

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

- Open and public excluded reports of the meeting of the Strategy and Finance Committee held on 19 April to consider the purchase of the Turners and Growers site.
- Report by the Chair of the Strategy and Finance Committee dealing with:
  - Local Government Bill: Government Decision on Pensioner Housing
  - Resolution to Raise Property Purchase Loan 2002
- Report of the Regulatory and Consents Committee meeting of 19 April 2002.
- Report by the Chairman of the Spreydon/Heathcote Community Board regarding legalisation of road and exchange of land at Opawa/Garlands Road.
- Report by the Chairperson of the Regulatory and Consents Committee on draft submission on Sale of Liquor Act and drinking age.
- Supplementary public excluded report by the Chair of the Strategy and Finance Committee regarding the funding of the purchase of the Turners and Growers site.

The Mayor advised that it had not been possible to include these items in the main 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.

**3. HAGLEY NURSES HOSTEL**

The Mayor advised that, as a result of a meeting between representatives of the City Council and the Canterbury District Health Board, it had been provisionally agreed that the City Council would not proceed with a local Bill for the time being, on the understanding that the District Health Board would arrange for a caveat to be placed on the title to the Nurses' Hostel site, providing that in the event that it was not needed for health purposes the site would be cleared, and revert to the Council for incorporation within Hagley Park. A report seeking confirmation of this proposal would be submitted to the Council via the Strategy and Finance Committee.

**4. DEPUTATIONS BY APPOINTMENT**

Nil.

**5. PRESENTATION OF PETITIONS**

Nil.

**6. CORRESPONDENCE**

Nil.

**7. REPORT OF THE COUNCIL SECRETARY**

**Resolved:** That the report be adopted.

(2.08pm Councillor Wright arrived)

**8. REPORT OF THE ARTS, CULTURE AND HERITAGE COMMITTEE  
OF 11 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(1) Millennium Bridge Project**

Councillor Keast moved by way of amendment "*That recommendation 2 be amended to provide 'That the Millennium Bridge funds be returned to the Community Trust with a recommendation that the funds be transferred to the Millennium Children's Project for a multi-sensory facility'*". The amendment was seconded by Councillor O'Rourke and when put to the meeting was declared **carried**.

The recommendation made by the Committee was then adopted, subject to the insertion of the foregoing amendment in place of recommendation 2.

**(2) Antarctic Heritage Trust**

Councillor Crighton advised that the decision in clause 4 relating to the updating and reprinting of the Antarctic Heritage Trust books was seen as a long-term project, to be carried out at an appropriate time in conjunction with the anniversary of an Antarctic expedition.

**(5) Artworks for Cathedral Square**

Councillor Buck moved by way of amendment "*That any costs arising from the conditions of the resource consent or health and safety requirements not be met by the Council*". The amendment was seconded by Councillor Baker and when put to the meeting was declared **carried**.

The decision made by the Committee was then received, subject to the incorporation of the foregoing amendment.

Report adopted as amended.

9. **REPORT OF THE COMMUNITY AND LEISURE COMMITTEE  
OF 5 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(1) Community Funding Review**

Councillor Stonhill moved by way of amendment *"That recommendation 1 be amended to provide 'That the Council agree to the terms of reference, within the framework of Healthy Christchurch, as outlined in the report'"*. The amendment was seconded by Councillor Withers and when put to the meeting was declared **carried**.

Councillor Wells moved by way of further amendment *"That the following additional objective be added to objectives listed on page 47 of the agenda:*

- *To identify potential reductions in expenditure."*

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

The recommendation shown in this clause was then adopted, subject to the amendment of recommendation 1 in accordance with the amendment moved by Councillor Stonhill and seconded by Councillor Withers.

**(2) Summer Suburban Pools**

Adopted, subject to recommendation (e) being amended to require the Pools and Stadia Subcommittee to also work with the Minister of Education and the Minister of Sport and Recreation regarding the use of suburban pools by schools.

Report adopted as amended.

10. **REPORT OF THE PARKS, GARDENS AND WATERWAYS COMMITTEE  
OF 10 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(2) Park Terrace Landscaping Vision**

Adopted.

It was **resolved**, further on the motion of Councillor Buck, seconded by Councillor Anderton that no removal of plants or new planting be carried out within 60m of the Carlton Mill bridge until the consultation for possible bridge widening is completed, or it becomes clear that the project is not going to proceed in this area.

**(3) Heathcote Valley Waterways, Wetlands and Drainage Scheme**

Adopted.

It was **resolved**, further that the Environmental Services Manager arrange for the condition referred to in recommendation 3 to be noted in all LIMs and PIMs issued by the Council.

**(4) Bealey/Carlton Mill/Harper/Park Terrace Intersection**

Councillor Broughton moved by way of amendment *"That the report on the Bealey/Carlton Mill/Harper/Park Terrace intersection be referred to both the Parks and Waterways Unit and the Environmental Services Unit for a report on the implications of the proposal to take part of Hagley Park for bridge widening and intersection development"*. The amendment was seconded by Councillor Withers and when put to the meeting was declared **carried** as the substantive motion.

Report adopted as amended.

**11. REPORT OF THE PROPERTY AND MAJOR PROJECTS COMMITTEE  
OF 5 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(4) Templeton Community Facility – Tender Evaluation/Recommendation Report**

Received.

Following a request by Councillor Keast, the City Manager gave an assurance that the substantial assistance in the realisation of this project given by the Templeton Residents' Association would be suitably recorded by way of a plaque within the building, when constructed.

Report adopted as amended.

**12. REPORT OF THE REGULATORY AND CONSENTS COMMITTEE  
OF 19 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(3) Proposed Variations 59-78: Minor Variations, Proposed City Plan**

Councillor Williams advised that the historical issues relating to Variation 75 had since been dealt with. It was therefore **resolved** that the reference to this issue be deleted from the foot of recommendation 2. Adopted, subject to this amendment.

Report adopted as amended.

(Note: Councillor Ganda retired from clause 2 of the Committee's report, and took no part in the discussion or voting thereon.)

(3.20pm Councillor James arrived)

**13. REPORT BY THE CHAIRPERSON OF THE REGULATORY AND CONSENTS COMMITTEE  
REGARDING SUBMISSION TO MINISTER OF JUSTICE ON POSSIBLE EFFECTS OF THE  
LOWERING OF THE DRINKING AGE**

Adopted, subject to the Chairman being authorised to make some minor semantic changes to the submissions which had been suggested by Councillor Cox.

**14. REPORT OF THE STRATEGY AND FINANCE COMMITTEE  
OF 15 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(9) Resolution to Raise Capital Funding Loan 2002**

Adopted, subject to clause 1(b) of the recommendation being amended to read:

*"... the Council charges its rates and ordinary revenue as security ....."*

**(11) 2002 Local Government New Zealand Conference**

Adopted, subject to Councillor Ingrid Stonhill also being authorised to attend the conference, in addition to the members listed in recommendation 1.

Report adopted as amended.

- (Note: 1. Councillor Wells retired from clause 3 of the report, and took no part in the discussion or voting thereon.  
2. The following Councillors withdrew from clause 7 of the report, and took no part in the discussion or voting thereon, the Deputy Mayor having temporarily assumed the chair for this item:  
The Mayor, Councillors Alpers, Anderton, Austin, Baker, Broughton, Condon, Corbett, Cox, Ganda, Harrow, James, O'Rourke, Sheriff, Stewart, Wells, Williams and Wright.)  
3. Councillors Broughton and Condon retired from clause 9 of the Committee's report, and took no part in the discussion or voting thereon.)

**15. REPORT OF THE STRATEGY AND FINANCE COMMITTEE  
OF 19 APRIL 2002**

**Resolved:** That the Committee's report be adopted.

**16. REPORT BY THE CHAIR OF THE STRATEGY AND FINANCE COMMITTEE REGARDING  
GOVERNMENT DECISION ON PENSIONER HOUSING AND RESOLUTION TO RAISE PROPERTY  
PURCHASE LOAN 2002**

**Moved:** That the Chair's report be adopted.

**(1) New Local Government Bill: Government Decision on Pensioner Housing**

Councillor Withers moved by way of amendment to recommendation 3 "*Where possible, partnerships should be reflected in formal and legal agreements, rather than legislation*". The amendment was seconded by Councillor Stewart and when put to the meeting was declared **carried**.

The recommendation contained in this clause was then adopted, subject to the amendment of recommendation 3 to reflect the foregoing amendment.

Report adopted as amended.

**17. REPORT OF THE SUSTAINABLE TRANSPORT AND UTILITIES COMMITTEE  
OF 9 APRIL 2002**

**Moved:** That the Committee's report be adopted.

**(2) Bealey/Carlton Mill/Harper/Park Intersection**

Councillor Wells moved by way of amendment "*That the Council, rather than acknowledging, further investigate the extent to which the city has a safety and capacity problem at the key intersection of Bealey Avenue/Carlton Mill Road/Harper Avenue in respect of the three issues shown in recommendation 1*". The amendment was seconded by Councillor Broughton and when put to the meeting was declared **lost**.

Councillor Harrow moved by way of further amendment "*That all the words after the word 'intersection' in recommendation 2 be deleted*". The amendment was seconded by Councillor Broughton and when put to the meeting was declared **lost** on division no 1 by 4 votes to 20, the voting being as follows:

**Against (20):** Councillors Alpers, Anderton, Austin, Buck, Condon, Corbett, Cox, Crighton, C Evans, M Evans, Ganda, James, Keast, O'Rourke, Sheriff, Stonhill, Williams, Withers, Wright and the Mayor.

**For (4):** Councillors Broughton, Harrow, Stewart and Wells.

**Temporarily Absent:** Councillor Baker.

The recommendation made by the Committee was then adopted, without alteration.

**(4) Kate Valley Regional Landfill - Timeline for Resource Consents**

Councillor O'Rourke moved by way of amendment "*That the recommendation be altered to provide 'That Councillors note that it is advisable that no members offer public comment in the run up to and during the actual consenting process for the proposed regional landfill at Kate Valley, because of the position of the Council as shareholder'*". The amendment was seconded by Councillor Wright and when put to the meeting was declared **carried** as the substantive motion.

Report adopted as amended.

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

**18. REPORT OF THE CONSULTATION AND COMMUNICATION SPECIAL COMMITTEE OF 4 APRIL 2002**

**Resolved:** That the Committee's report be adopted.

**19. REPORTS OF THE BURWOOD/PEGASUS COMMUNITY BOARD**

**MEETING OF 18 MARCH 2002**

**Resolved:** That the Board's report be adopted.

**MEETING OF 25 MARCH 2002**

**Resolved:** That the Board's report be received.

**20. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD OF 3 APRIL 2002**

**Moved:** That the Board's report be adopted.

**(13) Priorsford Court – Proposed Petanque Court**

Received.

The Mayor and several Councillors expressed the view that the Board should tread carefully in respect of this issue, because of the fact that the petanque court had been installed on a Council road reserve without the Council's prior consent, and bearing in mind the statutory implications of this, and the rights of all affected residents.

Report adopted.

**21. REPORTS OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD**

**MEETING OF 20 MARCH 2002**

**Moved:** That the Board's report be received.

**(1) Deputations by Appointment**

With reference to resolution 2, Councillor Wells noted that it was not within the Board's competence to decide whether particular resource consent applications were publicly notified, or otherwise.

Report received.

**MEETING OF 3 APRIL 2002**

**Moved:** That the Board's report be adopted.

**(3.1) Chris Challies, Siting of Toilets in Godley Head  
(7) Siting of Toilet at Boulder Bay**

Following a discussion, it was decided that this issue be referred to the Parks, Gardens and Waterways Committee, on the basis that the Board did not have power to delete items which had been included within the approved 2001/02 new assets capital expenditure programme.

Report adopted.

(Note: Councillor Wells withdrew from clause 2 of the Board's report and took no part in the discussion or voting thereon.)

**22. REPORT OF THE RICcarton/WIGRAM COMMUNITY BOARD  
OF 3 APRIL 2002**

**Moved:** That the Board's report be adopted.

**(6.3) Out of School Programmes**

Members expressed the opinion that the question of Central Government funding for out of school programmes should be treated as a metropolitan issue, and it was therefore inappropriate for individual boards to extend invitations to Ministers of the Crown to discuss this issue.

Report adopted.

**23. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD  
OF 3 APRIL 2002**

**Resolved:** That the Board's report be received.

**24. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD  
OF 2 APRIL 2002**

**Resolved:** That the Board's report be received.

**25. REPORT BY THE CHAIRMAN OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD  
REGARDING LEGALISATION OF ROAD AND EXCHANGE OF LAND: OPAWA/GARLANDS  
ROADS**

**Resolved:** That the Chairman's report be received.

**26. RESOLUTION TO EXCLUDE THE PUBLIC**

It was **resolved** that the resolution to exclude the public set out on page 189 of the agenda be adopted, subject to the inclusion of further references to the report of the Strategy and Finance Committee special meeting of 19 April 2002 and a supplementary report by the Chair of the Strategy and Finance Committee regarding the use of the central city capital fund for the purchase of the Turners and Growers site, the two latter reports to be considered with the public excluded pursuant to section 7(2)(i) (Conduct of Negotiations) and section 7(2)(b)(ii) (Prejudice Commercial Position of Third Party) of the Local Government Official Information and Meetings Act 1987.

**CONFIRMED THIS 23RD DAY OF MAY 2002**

**MAYOR**