

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT THE UNIVERSITY OF CANTERBURY COMMENCING AT 2PM ON THURSDAY 22 MAY 2003**

PRESENT: The Mayor, Garry Moore (Chairperson).
Councillors Oscar Alpers, Carole Anderton, Paddy Austin, Helen Broughton, Sally Buck, Graham Condon, Barry Corbett, David Cox, Anna Crighton, Carole Evans, Megan Evans, Ishwar Ganda, 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 Pat Harrow.
Apologies for lateness were received and accepted from Councillors Oscar Alpers, Helen Broughton and Dennis O'Rourke.

1. WELCOME TO NEW CHIEF EXECUTIVE OFFICER

The Mayor welcomed Dr Lesley McTurk, the Council's new Chief Executive Officer.

(2.05pm Councillor Broughton arrived)

2. JADE STADIUM: NZIA AWARD

The Mayor advised that the new stand at Jade Stadium had won the NZIA Supreme Award for 2003.

It was **resolved** that the Council's congratulations be conveyed to the architect and Jade Stadium Ltd.

3. KATHLEEN FERRIER AWARD

The Mayor advised that a Christchurch singer, Wendy Thompson (the daughter of Leonie Thompson, the Council Support and Information Co-ordinator) had recently won the 2003 Kathleen Ferrier Award. The Mayor advised that Wendy was a former recipient of a Waimairi Study Award.

It was **resolved** that the Council's congratulations be conveyed to Wendy Thompson.

4. CONFIRMATION OF MINUTES

ORDINARY COUNCIL MEETING OF 24 APRIL 2003

Resolved: That the open and public excluded minutes of the ordinary Council meeting held on Thursday 24 April 2003 be confirmed.

5. SUPPLEMENTARY ITEMS

The Mayor referred to the following late items, which had been either tabled or separately circulated after the agenda had been distributed:

- Supplementary report by the Chair of the Strategy and Finance Committee regarding Brankin Property Law Act application: Scarborough Hill.
- Supplementary report by the Chairperson of the Community and Leisure Committee regarding Future Directions for Safer Community Council Network.
- Report of the reconvened meeting of the Regulatory and Consents Committee held on 20 May 2003.
- Supplementary notice of motion relating to the proposed prohibition of vehicles and the consumption of liquor in Cathedral Square and Spencer Park for New Year's Eve 2003/04.
- Supplementary report by the Chairperson of the Aidanfield Block Subcommittee (Public Excluded).

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The Mayor advised that it had not been possible to circulate these items with the agenda as the required information was not available at that time, 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.

6. DEPUTATIONS BY APPOINTMENT

Nil.

7. PRESENTATION OF PETITIONS

Nil.

8. CORRESPONDENCE

Nil.

**9. REPORT OF THE STRATEGY AND FINANCE COMMITTEE
OF 12 MAY 2003**

Moved: That the Committee's report be adopted.

(3) Special Funds

(2.07pm Councillors Alpers and O'Rourke arrived)

Recommendation 1 was adopted without amendment.

It was **resolved** that recommendation 2 be referred back to the Community and Leisure Committee and the Fendalton/Waimairi Community Board for further consideration, in conjunction with a suggestion that the Council utilise all or some of the Waimairi District Community Award fund balance to fund an interactive artwork, to be sited in an appropriate location within the boundaries of the former Waimairi District Council.

(7) Central Plains Water Trust: Progress Report

Councillor James moved by way of amendment *"That recommendation 2 be amended to provide:*

'That advisory services provided to the Trust by Christchurch City Council officers be charged at an appropriate hourly rate, these costs to be accumulated by the Christchurch City Council and to be treated as a zero interest loan, repayable only if a water enhancement scheme proceeds, with the option, exercised at the Council's discretion, of converting the loan into equity in the scheme, should one proceed.'

The amendment was seconded by Councillor O'Rourke and when put to the meeting was declared **carried** on division no 1 by 15 votes to 7, the voting being as follows:

For (15): Councillors Alpers, Anderton, Austin, Buck, Condon, M Evans, Ganda, James, Keast, O'Rourke, Stewart, Stonhill, Wells, Wright and the Mayor.

Against (7): Councillors Broughton, Corbett, Cox, C Evans, Sheriff, Williams and Withers.

Abstain: Councillor Crighton.

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The four recommendations contained in clause 7 were then put to the meeting (incorporating the foregoing amendment to recommendation 2) and were declared **carried** on division no 2 by 16 votes to 7, the voting being as follows:

For (16): Councillors Alpers, Anderton, Austin, Buck, Condon, M Evans, Ganda, James, Keast, O'Rourke, Sheriff, Stewart, Stonhill, Wells, Wright and the Mayor.

Against (7): Councillors Broughton, Corbett, Cox, Crighton, C Evans, Williams and Withers.

Report adopted as amended.

10. SUPPLEMENTARY REPORT BY CHAIR OF THE STRATEGY AND FINANCE COMMITTEE REGARDING BRANKIN PROPERTY LAW ACT APPLICATION: SCARBOROUGH HILL

It was **resolved** that the City Plan References Subcommittee, augmented by Ms Linda Rutland, be authorised to make decisions on the costs issue for the Council and any other matter consequential to the Court's decision not within the delegated authority of Council officers.

11. REPORT OF THE ARTS, CULTURE AND HERITAGE COMMITTEE OF 8 MAY 2003

Moved: That the Committee's report be adopted.

(1) Conservation Issues and the Draft Deed of Lease for the Robert McDougall Gallery

Councillor James moved by way of amendment "*That clause 18 (Termination Clause) be deleted from the draft lease*". The amendment was seconded by Councillor Crighton and when put to the meeting was declared **carried**.

The two recommendations contained in this clause were then adopted, subject to the foregoing amendment.

Report adopted as amended.

12. REPORT OF THE COMMUNITY AND LEISURE COMMITTEE OF 5 MAY 2003

Resolved: That the Committee's report be adopted.

(Note: Councillor James declared an interest in clause 3 of the Committee's report, and withdrew from the discussion and voting thereon.)

13. REPORT BY CHAIRPERSON OF THE COMMUNITY AND LEISURE COMMITTEE REGARDING REPRESENTATION AT CHARTERED INSTITUTE OF HOUSING CONFERENCE: HARROGATE, ENGLAND, JUNE 2003

It was **resolved** that approval be granted for Councillor Norm Withers to represent the Council at the Chartered Institute of Housing Conference to be held in Harrogate, England from 17 to 20 June 2003, in place of Councillor Carole Anderton.

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

14. SUPPLEMENTARY REPORT BY CHAIRPERSON OF THE COMMUNITY AND LEISURE COMMITTEE REGARDING FUTURE DIRECTIONS FOR SAFER COMMUNITY COUNCIL NETWORK

It was **resolved** that the draft submission on the Future Direction of the Safer Community Council's network be approved.

15. REPORT OF THE PARKS, GARDENS AND WATERWAYS COMMITTEE OF 7 MAY 2003

Resolved: That the Committee's report be adopted.

16. REPORT OF THE REGULATORY AND CONSENTS COMMITTEE OF 9 MAY 2003

Moved: That the Committee's report be adopted.

(2) Council Delegations: Public Places and Signs Bylaw 2003

Adopted.

Arising from a question by Councillor Stewart, it was **resolved** that the Environmental Services Manager report to the Committee on the continuing problems caused by the absence of street numbering in commercial areas, and on enforcement of the bylaw provision requiring such numbering.

(4) Draft Alcohol Policy Document

Adopted, subject to submissions on the draft discussion document also being invited from Community Boards, Alcoholics Anonymous, the Salvation Army, City Mission and other social service agencies likely to have an interest in the topic.

Report adopted as amended.

(Note: Councillors Megan Evans and Ron Wright declared an interest in clause 4 of the report, and withdrew from the discussion and voting thereon.)

17. REPORT OF THE REGULATORY AND CONSENTS COMMITTEE RECONVENED MEETING OF 20 MAY 2003

Moved: That the Committee's report be adopted.

(1) Section 293 of the RMA 1991 – Environment Court Order – RMA 515/99 Kennedys Bush Developments Ltd v CCC

Councillor Broughton moved by way of amendment "*That this matter lie on the table*". The amendment was seconded by Councillor Wright and when put to the meeting was declared **lost**.

The recommendations made by the Committee were then put to the meeting and declared **carried** on division no 3 by 15 votes to 6, the voting being as follows:

For (15): Councillors Alpers, Anderton, Condon, Corbett, Cox, C Evans, M Evans, Ganda, James, Keast, Sheriff, Stonhill, Wells, Withers and the Mayor.

Against (6): Broughton, Buck, Crighton, Stewart, Williams and Wright.

Temporarily Absent: Councillor O'Rourke.

Report adopted.

18. PENDING RESIGNATION OF COUNCILLOR ERIN BAKER

The Mayor advised that he had just received a copy of a news release issued by Councillor Erin Baker, advising that she intended to resign from the Christchurch City Council, Lyttelton Port Company and the Canterbury District Health Board. In the case of the City Council, Councillor Baker had indicated that her resignation would be submitted within 12 months of the 2004 triennial elections, thus giving the Council discretion as to whether it made an appointment to fill the resulting extraordinary vacancy, or instead left the vacancy unfilled.

It was **resolved** that the information be received and that the Council's best wishes for the future be conveyed to Councillor Baker.

19. REPORT OF THE SUSTAINABLE TRANSPORT AND UTILITIES COMMITTEE OF 6 MAY 2003

Resolved: That the Committee's report be adopted.

20. REPORT OF THE COMMUNITY PLANS SPECIAL COMMITTEE OF 29 APRIL 2003

Resolved: That the Committee's report be received.

21. REPORT OF THE CANTERBURY WASTE SUBCOMMITTEE OF 5 MAY 2003

Resolved: That the Subcommittee's report be received.

22. REPORT OF THE CANTERBURY WASTE SUBCOMMITTEE OF 9 MAY 2003

Resolved: That the Subcommittee's report be received.

23. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD OF 28 APRIL 2003

Resolved: That the Board's report be received.

24. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD OF 29 APRIL 2003

Resolved: That the Board's report be received.

25. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD OF 30 APRIL 2003

Resolved: That the Board's report be received.

26. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD OF 30 APRIL 2003

Resolved: That the Board's report be received.

**27. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD
OF 30 APRIL 2003**

Resolved: That the Board's report be adopted.

**28. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD
OF 29 APRIL 2003**

Resolved: That the Board's report be adopted.

29. NOTICES OF MOTION

(1) Confirmation of Special Order Proceedings to make the Public Places and Signs Bylaw 2003

Adopted.

Arising from a request by Councillor Wright, the Director of Legal and Secretariat Services undertook to discuss with the Environmental Services Manager ways of effectively enforcing clause 4 of the bylaw, to discourage the unauthorised affixing of posters and other material on substations and junction boxes etc.

(2) Untouched World Energy Awards

On being put to the meeting, the motion moved by Councillor O'Rourke was declared **carried** on division no 4 by 17 votes to 6, the voting being as follows:

For (17): Councillors Alpers, Anderton, Austin, Buck, Condon, Corbett, Crighton, M Evans, Ganda, James, Keast, O'Rourke, Stonhill, Wells, Williams, Withers and the Mayor.

Against (6): Councillors Broughton, Cox, C Evans, Sheriff, Stewart and Wright.

(3) New Year's Eve Events: Prohibition of Vehicles and Consumption of Liquor (Supplementary)

Adopted.

(Note: Councillor Megan Evans declared an interest in this item and withdrew 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 195 of the agenda be adopted.

CONFIRMED THIS 26TH DAY OF JUNE 2003

MAYOR