

**LYTTELTON/MT HERBERT COMMUNITY BOARD
AGENDA**

**TUESDAY 16 MARCH 2010
AT 9.30 AM**

**IN THE MEETING ROOM
LYTTELTON SERVICE CENTRE
33 LONDON STREET, LYTTELTON**

Community Board: Paula Smith (Chairperson), Jeremy Agar (Deputy Chairperson), Douglas Couch; Ann Jolliffe, Dawn Kottier and Claudia Reid,

Community Board Adviser

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KARAKIA

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1. APOLOGIES

An apology has been received from Councillor Claudia Reid.

STAFF RECOMMENDATION

That the apology from Councillor Claudia Reid be accepted.

2. CONFIRMATION OF MEETING MINUTES – 16 FEBRUARY 2010

The Minutes of the Board's ordinary meeting of 16 February 2010 are **attached**.

STAFF RECOMMENDATION

That the Minutes of the Board's ordinary meeting held on 16 February 2010 be confirmed.

3. DEPUTATIONS BY APPOINTMENT

3.1 ROGER LASCELLES

Mr Lascelles wishes to address the Board regarding the Summit Road.

4. CORRESPONDENCE

Nil.

5. PRESENTATIONS OF PETITIONS

Nil.

6. NOTICES OF MOTION

Nil.

7. MINUTES OF LYTTTELTON HARBOUR ISSUES GROUP MEETING HELD 17 NOVEMBER 2009

A copy of the minutes from the 17 November 2009 meeting of the Lyttelton Harbour Issues Group are **attached** for members' information.

STAFF RECOMMENDATION

That the minutes of the Lyttelton Harbour Issues Group meeting held on 17 November 2009 be received.

8. DIAMOND HARBOUR COASTAL CLIFF NETWORK OF RESERVES CLASSIFICATION

General Manager responsible:	General Manager City Environment, DDI 941-8608
Officer responsible:	Unit Manager Asset and Network
Authors:	Grant MacLeod, Recreation Planning Advisor Asset and Network John Allen, Policy and Leasing Administrator Asset and Network

PURPOSE OF REPORT



1. To enable the Community Board to recommend to Council:
 - (a) that they formally resolve to classify the parcels of land which are vested in the Council pursuant to the Reserves Act 1977, as set out in Table 1 **attached**, for the purpose that they are vested.
 - (b) that they declare a number of parcels of land that are vested in the Council for no particular purpose, but are zoned in the operative part of the Banks Peninsula District Plan to be for recreation, as set out in Table 1 **attached**; be held as recreation reserve pursuant to the Reserves Act 1977.

EXECUTIVE SUMMARY

2. The land parcels of the Diamond Harbour Coastal Cliff Reserves Network occupy the majority of the water front stretching from Hays Bay through to Purau Bay. These land parcels are either held by the Council for no particular purpose, but are zoned for recreation in the operative part of the Banks Peninsula District Plan, or are vested for a particular purpose under the Reserves Act 1977. The land parcels are yet to be formally classified as required by the Act. All parcels are however, zoned for Recreation under the District Plan.
3. No public advertising of the Council's intention to classify the reserves held under the Reserves Act 1977 is required because some parcels of the land are vested in the Council for the purpose which it is intended to classify them for, (section 16 (2A)(a) of the Reserves Act 1977), or while some parcels are vested in the Council for no particular purpose, the land in question is zoned in the operative part of the Banks Peninsula District Plan for recreation, (section 14 (2) of the Reserves Act 1977).
4. Council officers wish to proceed to advertise the draft management plan for Stoddard Point and the Diamond Harbour Coastal Cliff Network of Reserves, under section 41 of the Reserves Act 1977. For such a management plan to be a legal document under the Reserves Act 1977 all parcels of land included in such a plan must be classified for a purpose (sections 17 to 21) as required by the Reserves Act 1977 before a draft plan is advertised for public submissions.
5. Officers are recommending that the Council resolve to formally classify the parcels of land that are existing reserves, or declare parcels of land not presently held as reserve, but zoned as such in the operative part of the Banks Peninsula District Plan, recreation reserve as set out in Table 1 below.

FINANCIAL CONSIDERATIONS

6. There are no significant costs associated with the recommendations of this report. All costs that will be incurred are covered within existing budgets as shown on Pages 140 to 141 of the 2009/19 LTCCP.

LEGAL CONSIDERATIONS

7. Section 16 (2A) of the Reserves Act 1977 requires the Council to classify any reserve which was vested in it for the purpose that it was vested, unless it is going to be used for a different purpose, the relevant section of the Reserves Act 1977 being set out below.

8 Cont'd

"16 Classification of reserves

(2A) Notwithstanding subsection (1) of this section, where any reserve was—

(a) Vested in a local authority which did not derive its title to the land from the Crown; or ----- and is or remains vested in a local authority, that local authority shall, by resolution, classify the reserve according to its principal or primary purpose, as defined in sections 17 to 23 of this Act."

8. The parcels of land set out in Table 1 (A to K inclusive) below of this report are able to be classified pursuant to section 16 (2A) of the Reserves Act 1977, because they were vested for the purpose stated on the title.
9. Section 14 (1) of the Reserves Act 1977 allows the Council to resolve to declare land vested in it to be a reserve within the meaning of the Act to be held for any purposes specified in sections 14 to 23 of the Act.
10. Section 14 (2) of the Reserves Act 1977 requires the Council to publicly advertise it's intention to resolve to declare land vested in it to be a reserve for one calendar month, unless the parcels of land comply with the following requirement.

"14. Local Authority may declare land vested in it to be a reserve"

(2) -----[Provided that such a notice of intention shall not be necessary where a district plan makes provision for the use of the land as a reserve or the land is designated as a proposed reserve or the land is designated as a proposed reserve under an operative district plan under the Resource Management Act 1991]."

11. Once a resolution is gazetted under section 14 (4) of the Reserves Act 1977, the reserve shall, without further notice or gazetting, be held and administered for the purpose specified in the resolution, and shall be deemed classified accordingly.
12. The parcels of land set out in Table 1 (L - N inclusive) below of this report are able to be classified pursuant to section 14 (2) of the Reserves Act 1977, because although these parcels of land are not presently held as reserve, they are zoned as such, (recreation), in the operative part of the Banks Peninsula District Plan.
13. Section 17(1) of the Reserves Act defines recreation reserves as lands held "*for the purpose of providing areas for the recreation and sporting activities and the physical welfare and enjoyment of the public, and for the protection of the natural environment and beauty of the countryside, with emphasis on the retention of open spaces and on outdoor recreational activities, including recreational tracks in the countryside*".
14. Section 18 (1) of the Reserves Act 1977 defines historic reserves as lands held "*for the purpose of protecting and preserving in perpetuity such places, objects, and natural features and such things thereon or therein contained as are of historic, archaeological, cultural, educational and other special interest*".
15. Section 23 (1) of the Reserves Act 1977 defines local purposes reserves as lands held "*for the purpose of providing and retaining areas for such local purpose or purposes as are specified in any classification of the reserve*".
16. The Council has not delegated to Community Boards the power to classify existing reserve land under section 16 of the Reserves Act 1977, and accordingly Community Boards can only recommend to the Council that this occurs.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

17. Activity management plan 6.1 Sports parks on Pages 120 to 124 of the 2009/19 LTCCP. Council will offer varied leisure and recreation opportunities; including spaces for organised sport are well-located and well-distributed across the city.

8 Cont'd

- (a) Provide green spaces for the city
- (b) Support the health and well being of the community
- (c) Strengthen Christchurch's identity as the Garden City through amenity areas and large trees
- (d) Provide opportunities for improving and enhancing both exotic and local native biodiversity and enhancing waterways
- (e) Ensure the efficient use of natural resources in their design and maintenance
- (f) Provide leased space for clubs to develop sports facilities.

ALIGNMENT WITH STRATEGIES

- 18. The Draft Open Space Strategy allows for the provision of Sports Parks to provide for sport or passive outdoor recreation opportunities.
- 19. The staff recommendations are consistent with the Greater Urban Development Strategy strategic direction to enrich lifestyles by developing an open space network and providing additional recreational opportunities in parks and natural areas, and to enhance environments by recognising the value of, and protecting the coastline, estuaries, wetlands and waterways. (p 15 Greater Christchurch Urban Development Strategy)

CONSULTATION FULFILMENT

Public Notification Requirements

- 20. No public advertising of the Council's intention to classify the existing parcels of land held pursuant to the Reserves Act 1977 for their particular purpose is required because these actions comply with the exceptions to the public advertising requirement (Section 16 (2A) of the Reserves Act 1977).
- 21. No public advertising of the Council's intention to declare the parcels of land not presently held as reserve, is required because of these actions comply with the exceptions to the public advertising requirement (the bracketed Section 14 (2) of the Reserves Act 1977).

STAFF RECOMMENDATIONS

It is recommended that the Board recommends:

- (a) That the Council resolves
 - (i) Pursuant to section 16 (2A) of the Reserves Act 1977 that the land described in Schedule A as set out in Table 1 **attached** be classified under section 18 of the Reserves Act 1977 as a Historic Reserve.
 - (ii) Pursuant to section 16(2A) of the Reserves Act 1977 that the land described in Schedule B and C as set out in Table 1 **attached** be classified under section 23 of the Reserves Act 1977 as a Local Purpose (community building) Reserve.
 - (iii) Pursuant to section 16(2A) of the Reserves Act 1977 that the land described in Schedule D as set out in Table 1 **attached** be classified under section 23 of the Reserves Act 1977 as a Local Purpose (cemetery) Reserve.
 - (iv) Pursuant to section 16 (2A) the Reserves Act 1977 that the land described in Schedule H through to and including K as set out in Table 1 **attached** be classified under section 17 of the Reserves Act 1977 as Recreation Reserve.
- (b) In exercise of the powers conferred on it by section 14 of the reserves Act 1977, the Christchurch City Council resolves that those parcels of land held by the City in fee simple and described in the Schedule, be declared to be recreation reserve pursuant to Section 17 of the Reserves Act 1977.

Canterbury Land District – Christchurch City**Schedule****Area**

ha

Description

3.5008 Part Lot 2 DP 14050 (all Computer Freehold Register CB557/79) ,

7.1832 Lot 3-4 DP 14050 (all Computer Freehold Register CB520/296), subject to easements created by Documents 758253 and 912001.8

Table 1.

Schedule	Description	Title and Legal Description	Currently held as	Area Hectares	To be classified as
A	Stoddart Cottage	Lot 4, DP 304811. 19080	Vested for historic purpose	0.1443	Historic reserve
B	Stoddart Point Reserve (Community Hall lease area)	Lot 5, DP 304811. 19081	Vested for local purpose (community building)	0.4638	Local purpose (community building) reserve
C	Stoddart Point Reserve (scout den and playgroup lease area)	Lot 3, DP 304811. 19079	Vested for local purpose (community building)	0.2816	Local purpose (community building) reserve
D	Stoddart Point Cemetery	Lot 11, DP 304811. 19087	Vested for local purpose (cemetery)	1.1805	Local purpose (cemetery) reserve
E	James Drive Recreation Reserve (area adjoining Church Bay Foreshore)	Lot 18, DP 49881	Vested as recreation reserve	0.5509	Recreation reserve
F	Otamuhua Lane Reserve (section adjoining the Coastal Cliff Reserve)	Lot 127, DP 76156, CT-43D/642	Vested as recreation reserve	1.0089	Recreation reserve
G	Otamuhua Lane Reserve (Church Bay section)	Lot 128, DP 72141, CT-42A/132	Vested as recreation reserve	0.3792	Recreation reserve
H	Stoddart Point Reserve (croquet club lease area)	Lot 1, DP 304811, CT-19077	Vested as recreation reserve	0.2409	Recreation reserve
I	Stoddart Point Reserve (bowling club lease area)	Lot 2, DP 304811 CT- 19078	Vested as recreation reserve	0.2984	Recreation reserve
J	Black point reserve above Church Bay, created as a result of subdivision	Lot 51, DP 418001, CT-469251	Vested as recreation reserve	1.3200	Recreation reserve
K	Black point reserve adjoining Hays Bay beach, created as a result of subdivision	Lot 52, DP 418001, CT-. 469252	Vested as recreation reserve	0.1185	Recreation reserve
L	Coastal Cliff Reserve (section north of Laurenson Park)	Pt Lot 2, DP 14050, CT-CB575/79	Held as fee simple with no current purpose	3.5008	Recreation reserve

8 Cont'd

M	Coastal Cliff Reserve (section with Sam's Gully situated upon)	Lot 3, DP 14050, CT-CB520/296	Held as fee simple with no current purpose	3.2375	Recreation reserve
N	Coastal Cliff Reserve (section above Diamond Harbour Beach and has Morgan's Gully situated upon)	Lot 4, DP 14050, CT-CB520/296	Held as fee simple with no current purpose	3.9457	Recreation reserve

BACKGROUND

22. The Coastal Cliff Network of Reserves is used primarily as a recreational track with formalised recreation occurring in Stoddart Point Reserve. The reserve network has a mix of native and exotic vegetation much of it being along the cliff environment. The area supports a variety of bird and invertebrate species.
23. In order to meet the requirements of the 2006 Christchurch City Council, Banks Peninsula District Council Amalgamation and the objectives of the District Plan, it is necessary for the Council to classify the parcels of land mentioned within this report to enable the development of a management plan legally enforceable under the Reserves Act 1977 for the Coastal Cliff Reserve Network and Stoddart Point Reserve. The land parcels in question all fall under the RV (recreation) zoning in the Banks Peninsula section of the Christchurch City District Plan.
24. Consultation was undertaken with Elected Members and Citizens about the correct classification of the various Stoddart Point Parcels prior to Banks Peninsula District Council amalgamating with Christchurch City Council. The purpose of this report therefore is to complete putting the various agreed classifications in place.

Gazette Notice

25. Council officers will notify the Department of Conservation of the Council resolutions, requesting that the declarations and classifications be gazetted, where required. Council officers will then have these gazette notices registered against the respective certificates of titles for the land parcels.

9. SMALL GRANTS FUND ASSESSMENT COMMITTEE COMMUNITY REPRESENTATIVES

General Manager responsible:	General Manager Community Services, DDI 941 8607
Officer responsible:	Unit Manager, Community Services
Author:	Philipa Hay, Community Development Adviser

PURPOSE OF REPORT

1. The purpose of this report is to seek a decision from the Lyttelton/Mt Herbert Community Board regarding the appointment of Community Representatives to the Board's Small Grants Fund Assessment Committee for the 2010/11 funding round.

EXECUTIVE SUMMARY

2. On 10 December 2009, a report to the Council from the Grants Working Party on Community Funding Criteria Changes recommended that:

Recommendation H: Small Grants Fund - Community Representation on Small Grants Funding Committees

No community representatives on Small Grants Fund Metropolitan decision making body.

Individual Community Boards to decide if they wish to retain community representatives.

Recommendation I: Small Grants Fund - Metropolitan Small Grants Funding Committee

Metropolitan Small Grants Subcommittee be comprised of a maximum of five Councillors, with full delegated authority.

As per the Recommendation H, the Committee would not include any Community Representatives.

3. As a result of these recommendations, the Council resolved to:

"Disestablish the Metropolitan Small Grants Funding Subcommittee comprising both Councillors and community representatives from 31 May 2010";

"Establish a Metropolitan Small Grants Fund Subcommittee comprising Councillors Johanson, Shearing, Wall, Button, Corbett and Buck (with the Deputy Mayor as ex officio) to take effect from 1 June 2010 to allocate the Small Grants Fund – Metropolitan, to eligible applicants whose projects are consistent with the Council's Strengthening Communities Strategy and LTCCP."

4. As per recommendation H (above) in the *Grants Working Party Criteria Changes Report*, Community Boards have the opportunity to decide if they wish to continue to appoint community representatives to the Board's Small Grants Fund Assessment Committee for the 2010/11, funding rounds.
5. If the Community Board wish to appoint community representatives to the Board's Small Grants Fund Assessment Committee, staff will begin the nomination process for representatives. After nominations have been received, staff will report back to the Community Board (Public Excluded Report) with details of nominees in order for the Board to decide upon their chosen representatives.
6. If the Community Board wish to appoint community representatives to the Board's Small Grants Fund Assessment Committee, it is recommended that four to six community representatives be appointed for a one year term for the 2010/11 funding round.

9 Cont'd

7. It is further recommended that in considering the appointment of community members to this Committee, the Board should consider the make up of the local community. In the past, the following involvement areas/skills have been advertised when calling for community nominations and are seen as a guideline to assist in covering the various sectors within your local community:
 - Disabled, sport and recreation, arts and culture, welfare and social services, Maori, ethnic groups, environment and heritage.
 - Interest and involvement in community issues/groups.
 - Some experience in committee processes.
 - Knowledge of various communities of interest.
 - The ability to be articulate and assertive.
8. The Board, in 2008, established its Small Grants Fund Assessment Committee and appointed four to six community representatives for the period June 2008 to May 2010. At that time four Community Board Members were appointed to the Committee with a term of three years, for the 2008/09, 2009/10 and 2010/11 funding rounds.

FINANCIAL IMPLICATIONS

Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

9. Yes, see LTCCP pages 176 and 177 regarding community grants schemes including Community Board funding.

LEGAL CONSIDERATIONS

Have you considered the legal implications of the issue under consideration?

10. Yes. Under the 2002 Local Government Act, a Council, or Community Board, may appoint committees, subcommittees other subordinate decision making bodies and joint committees (clause 30, Schedule 7). Council's and Community Board's also have the power to appoint or discharge any member of a committee (clause 31(1)). Such committees, etc are "***subject in all things to the control of the local authority [or read community board], and must carry out all general and special directions of the local authority given in relation to the committee or other body or the affairs of the committee or other body***" (clause 30(3)).
11. The minimum number of members for a "committee" is three, with a quorum being two (One of whom must be an elected member), or the quorum can be a greater number, as determined by the Community Board. At least one member of a committee must be an elected member of the Community Board, but an employee of the local authority cannot be a member (if they are acting in the course of their employment). Clause 31 also provides:

"(3) The members of a committee or subcommittee may, but need not be, elected members of the local authority [community board], and a local authority or committee may appoint to a committee or subcommittee a person who is not a member of the local authority or committee if, in the opinion of the local authority, that person has the skills, attributes, or knowledge that will assist the work of the committee or subcommittee."
12. Clause 26(3) is also relevant, as it provides that the Council/Community Board may appoint a member of a committee to be the Chairperson of the committee, or if a Chairperson is not appointed then the power of appointment may be exercised by the committee. A Deputy Chairperson can also be appointed to act in the absence of a chairperson (clause 26(4)). This person will preside at any meeting if the Chairperson is absent from a meeting. However, if a Deputy Chairperson has not been appointed or if they are also absent then the members of the committee that are present must elect one of their number to preside at the meeting.

9 Cont'd

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

Do the recommendations of this report support a level of service or project in the 2009-19 LTCCP?

13. Yes. Strengthening Communities Funding and Community Board Funding, see LTCCP pages 176 and 177 regarding community grants schemes including Board funding.

ALIGNMENT WITH STRATEGIES

Do the recommendations align with the Council's strategies?

14. The funding allocation process carried out by Christchurch community boards is covered in the Council's Strengthening Communities Strategy.

CONSULTATION FULFILMENT

15. Not required.

STAFF RECOMMENDATION

It is recommended that the Community Board decide whether or not they wish to appoint community representatives to the Board's Small Grants Fund Assessment Committee for the 2010/11 funding round.

10. LYTTTELTON/MT HERBERT COMMUNITY BOARD STRENGTHENING COMMUNITIES FUNDING 2010/11 – BOARD BIDS

General Manager responsible:	General Manager Community Services Group, DDI 941-8607
Officer responsible:	Unit Manager Community Support Unit
Author:	Philipa Hay Community Development Adviser

PURPOSE OF REPORT

1. The purpose of this report is for the Lyttelton/Mt Herbert Community Board to consider the projects that will be put forward on behalf of the Board to the Strengthening Communities Fund for 2010/11.
2. The Lyttelton/Mt Herbert Community Board decision-making meeting is scheduled for 13 July 2010.

EXECUTIVE SUMMARY

3. At the Council meeting on 10 December 2009 the Council resolved to amend the Strengthening Communities Grants Funding Programme Operational Procedures for the Strengthening Communities Fund, Small Grants Fund and Discretionary Response Fund Local, effective for the 2010/11 Funding round, by adding the following:

“That the Council officers be instructed that as a matter of future policy they are not to apply for funding from this source for Council projects.”

4. In previous years, Units have made applications to the Strengthening Communities Fund for local projects including community events and various recognition awards. Following the decision by the Council, applications to the fund for these types of projects will now need to come from the Elected Members.
5. **Attached** to this report is a table that outlines potential projects that the Board may wish to put forward for consideration for the 2010/11 Strengthening Communities Fund (**Attachment 1**). These projects have been agreed as part of Units work programmes. Also **attached** is a list of local Board projects which received funding from the two previous years funding rounds (**Attachment 2**).
6. Subsequent to the Board identifying which projects it would like to put forward as applications, staff will assess each project and include these on the decision matrix along with the other applications received for Strengthening Communities Funding.
7. The Lyttelton/Mt Herbert Board Funding Seminar on 15 June 2010 will give Community Board Members the opportunity to go through all applications received from the community and Elected Member bids, in order to clarify any issues or seek further information about any of the projects. This seminar is public excluded.
8. If an Elected Member would like to put forward other local projects for consideration as part of the Strengthening Communities Fund, the Elected Member will need to complete an Elected Member Bid Application Form. This application will then be assessed by staff and considered at the Strengthening Communities Fund workshop and decision meetings, alongside all other applications. Staff will be available to assist Elected Members in completing the application form, if required.
9. At the Council meeting on 10 December 2009 the Council further resolved to amend the Strengthening Communities Grants Funding Programme Operational Procedures with the following:

“Amend the Strengthening Communities Strategy and the criteria for the Strengthening Communities Fund - Local to allow Community Boards to create a Youth Development Fund to allocate funding for Youth Development Grants.”

“Amend the Strengthening Communities Strategy and the criteria by removing the “cap” of up to \$10,000 for the Youth Development Fund.”

10 Cont'd

10. In previous years Boards' have been able to establish a Youth Development Fund (YDF) of up to \$10,000 from their Discretionary Response Fund.
11. Most Boards fully spent their allocation with some Boards further topping it up during the year dependant on demands on the fund.
12. From 2010 Boards can choose to establish a YDF from their Strengthening Communities Fund and the option still remains to also use their Discretionary Response Fund for this purpose.
13. Boards desiring to have a YDF for 2010 from the Strengthening Communities Fund should include this as a Board bid following the process outlined above.

FINANCIAL IMPLICATIONS

Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

14. Yes, see LTCCP pages 176 and 177 regarding community grants schemes including Board funding.

LEGAL CONSIDERATIONS

Have you considered the legal implications of the issue under consideration?

15. Yes. Community Board funding decisions are made under delegated authority from the Council.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

16. Yes. Strengthening Communities Funding and Community Board Funding, see LTCCP pages 176 and 177 regarding community grants schemes including Board funding.

ALIGNMENT WITH STRATEGIES

Do the recommendations align with the Council's strategies?

17. The funding allocation process carried out by Christchurch community boards is covered in the Council's Strengthening Communities Strategy.

CONSULTATION FULFILMENT

18. Not required

STAFF RECOMMENDATION

It is recommended that the Board give consideration to the projects detailed in **Attachment 1** – Projects to Consider 2010/2011 and approve a list of projects to be submitted as applications to the 2010/11 Strengthening Communities Fund.

BACKGROUND

STRENGTHENING COMMUNITIES STRATEGY

19. The Council adopted the Strengthening Communities Strategy on 12 July 2007. The Strengthening Communities Grants Funding Programme comprises four funding schemes:
 - (a) Strengthening Communities Fund
 - (b) Small Grants Fund
 - (c) Discretionary Response Fund
 - (d) Community Organisations Loan Scheme

10 Cont'd

20. The following funding outcomes have been used to evaluate and assess applications to the Strengthening Communities Fund:
- Support, develop and promote the capacity and sustainability of community recreation, sports, arts, heritage and environment groups
 - Increase participation in and awareness of community, recreation, sports, arts, heritage and environment groups, programmes and local events
 - Increase community engagement in local decision making
 - Enhance community and neighbourhood safety
 - Provide community based programmes which enhance basic life skills
 - Reduce or overcome barriers to participation
 - Foster collaborative responses to areas of identified need
21. The following funding priorities have been taken into consideration when assessing applications:
- Older Adults
 - Children and Youth
 - People with Disabilities
 - Ethnic and Culturally Diverse Groups
 - Disadvantaged and/or Socially Excluded
 - Capacity of Community Organisations
 - Civic Engagement
22. The following criteria must be met by all applicants:
- A community based not-for-profit community, recreation, sporting, arts, social service, environment or heritage organisation.
 - All groups applying for more than \$2000 must be incorporated under the Incorporated Societies Act 1908 or the Charitable Trusts Act 1957 or be a legal entity registered for charitable purposes.
 - Be based in the Christchurch City Council area with funded programmes or services being provided primarily for Christchurch City Council residents.
 - Must have provided accountability reports for all previous Council funding and have no unresolved or outstanding accountability issues including outstanding debt to the Council.
 - Must have had the funding application approved at a properly convened committee meeting and in writing.
 - Must provide evidence of the need for the project.
 - Have appropriate financial management, accounting, monitoring and reporting practices.
 - Have sound governance and appropriate operational capability and capacity to deliver to the level as agreed.
 - Be able to commit to collaboration and partnering, where appropriate.
 - Groups receiving Council funding at a metropolitan level may only apply for local funding if the project is specifically local and no portion of it has been funded at the metropolitan level.
 - Community Boards may decide in conjunction with Council Units to deliver activities to their local communities.

TIMELINE AND PROCESS

23. Community Boards have delegated authority from the Council to make final decisions on the Strengthening Communities Funding for their respective wards. The Board's decisions will be actioned immediately following the decision meeting. All groups will then be informed of the decisions and funding agreements will be negotiated where relevant. All funding approved is for the period of September to August each year, therefore grants will be paid out in early September 2010.

11. 2008/09 STRENGTHENING COMMUNITIES FUND, SMALL GRANTS FUND, AND DISCRETIONARY RESPONSE FUND – END OF PROJECT ACCOUNTABILITY REPORTS

General Manager responsible:	General Manager Community Services , DDI 941-8607
Officer responsible:	Acting Unit Manager Community Support Unit
Author:	Philipa Hay, Community Development Adviser

PURPOSE OF REPORT

1. The purpose of this report is to provide the Board with an end of year accountability report for projects that received funding from the 2008/09 Strengthening Communities Fund (SCF), Small Grants Fund (SGF) and Discretionary Response Fund (DRF).

EXECUTIVE SUMMARY

2. The amount of the Council's SCF allocated by the Board for the 2008/09 financial year was \$45,000.
3. Successful applicants of the SCF are required to submit a six month accountability report and an end of project accountability report. Attached to this report, (**Attachment 1**), is a matrix detailing the information received on the end of project accountability reports.
4. In 2008/09 a new reporting system using a Results Based Accountability framework was introduced. This system uses three key questions to measure the impact and efficacy of projects.
 - How much did you do?
 - How well did you do it?
 - Is anyone better off?
5. The amount of the Council's SGF allocated by the Board for the 2008/09 financial year was \$14,000.
6. Successful applicants of the SGF are only required to submit an end of project accountability report. Attached to this report (**Attachment 2**) is a matrix detailing which projects have returned an accountability report and includes staff comments where necessary.
7. The amount of the Community Board's DRF for the 2008/09 financial year was \$15,000.
8. Successful applicants of the DRF are also only required to submit an end of project accountability report. Attached to this report, (**Attachment 3**), is a matrix detailing the information received on the end of project accountability reports.

FINANCIAL IMPLICATIONS

9. On 15 July 2008, the Board allocated its Strengthening Communities Funding (\$45,000) across five projects.
10. On 18 August 2008, the Board allocated its Small Projects Funding (\$14,000) across nine projects.
11. During the period of 1 July 2008 to 30 June 2009, the Board allocated a total of \$15,000 from its Discretionary Response Fund across 12 projects. In addition, the Board had approved an extension for the Diamond Harbour Community Early Childhood Centre Quantity Survey Project (\$2,500) from the previous year.

Do the Recommendations of this Report Align with 2006 – 16 LTCCP budgets?

12. Yes, see LTCCP pages 99 and 100 regarding community grants schemes including Board funding.

11 Cont'd

LEGAL CONSIDERATIONS

Have you considered the legal implications of the issue under consideration?

13. There are no direct legal issues involved in this review process.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

Do the recommendations of this report support a level of service or project in the 2006—16 LTCCP?

14. Yes, see LTCCP pages 99 and 100 regarding community grants schemes including Board funding.

ALIGNMENT WITH STRATEGIES

15. The funding allocation process carried out by Christchurch community boards is covered in the Council's Strengthening Communities Strategy.
16. Funding allocations made contributed to fulfilling the Council's 2006-16 Strategic Objectives (Strong Communities) and Community Outcomes (Governance and Community), are aligned with the Strengthening Communities Strategy 2007 and contribute to meeting the Board's Objectives for the 2006-09 period.

Do the recommendations align with the Council's strategies?

17. Yes, as per paragraph 15 above.

CONSULTATION FULFILMENT

18. Not required.

STAFF RECOMMENDATION

It is recommended that the Board receive the information.

BACKGROUND

End of Project Accountability Reports

19. In total, 26 projects received a grant in 2008/09 from Lyttelton/Mt Herbert Community Board's Strengthening Communities Fund, Small Grants Fund, or the Discretionary Response Fund.
20. Staff are following up with any group that has not completed their end of project accountability report. It should be noted that groups who were allocated funding for the 2009/10 year did not have their funding released until an accountability report for 2008/09 had been received.

New accountability measures – Results Based Accountability

21. In 2008/09, a new accountability system, based on a Results Based Accountability framework developed by Mark Friedman, was implemented to better measure the impact and efficacy of the projects funded.
22. Results Based Accountability starts with the desired 'ends' and works backward, step by step, to the 'means'. For example – for communities, the ends are conditions of well-being for children, adults, families and the community as a whole such as residents with good jobs, a safe neighbourhood, or a clean environment.

11 Cont'd

23. The system uses three basic questions:
 - How much did you do?
 - How well did you do it?
 - Is anyone better off?
24. Mark Friedman is a speaker, consultant and author of the book '*Trying Hard Is Not Good Enough: How to Produce Measurable Improvements for Customers and Communities*'. Mr Friedman directs the Fiscal Policy Studies Institute (FPSI) in Santa Fe, New Mexico. His work has been used in over 40 states in America and countries around the world, including Australia, New Zealand, the United Kingdom, Ireland, the Netherlands and Norway.
25. Mark Friedman gave a presentation on the Results Based Accountability System for Elected Members on 10 June 2009 at Civic Chambers.
26. All groups that received funding in the 2008/09 year were invited to attend a seminar with Mark Friedman on 5 December 2008. The seminar explained the reasoning behind Results Based Accountability and showed groups how to measure their project's outcomes in this way.
27. Staff have also been trained on the Results Based Accountability System and have been available to groups to help them to complete their accountability reports.

12. OLD WATERFRONT ROAD – ROAD STOPPING

General Manager responsible:	General Manager City Environment, DDI 941 8608
Officer responsible:	Transport and Greenspace Manager
Author:	Mark Millar, Senior Traffic Engineer – Community

PURPOSE OF REPORT

1. The purpose of this report is to summarise the feedback that has been received from the initial consultation undertaken with the wider Governors Bay Community and to recommend a way forward in relation to the Old Waterfront Road – Road Stopping project.

EXECUTIVE SUMMARY

2. Following a deputation to the Lyttelton/Mt Herbert Community Board meeting in August 2008, staff investigated and presented four options to address the concerns raised in relation to the status of the Old Waterfront Road (Governors Bay to Allandale) in July 2009. The Community Board resolved that an initial consultation be carried out with the wider Governors Bay Community on Option 1 – Full Road Stopping, and the results of this consultation be reported back to determine a way forward (refer **Attachment 2**).
3. The following is the methodology used for consultation with the wider Governors Bay Community:
 - (a) Approximately 450 consultation leaflets were distributed to the owner/occupier and the other key stakeholders including four wheel drivers club;
 - (b) A copy of the project consultation leaflet was made available on the Council's website at www.ccc.govt.nz/haveyoursay (refer **Attachment 1**);
 - (c) An advertisement about the proposal was placed in the Bay Harbour News newspaper;
 - (d) A Project Information Evening was held on 24 November 2009 at Governors Bay Community Hall to provide further information for the proposal.
4. The consultation period commenced on 15 November 2009 and residents were asked to respond by 4 December 2009.
5. A total of 115 responses were received. In general, the community showed a high interest in the proposal. Their major concerns were to maintain the walking track and to preserve the historic wall.

A brief summary of all responses is summarised in figure 1 below:

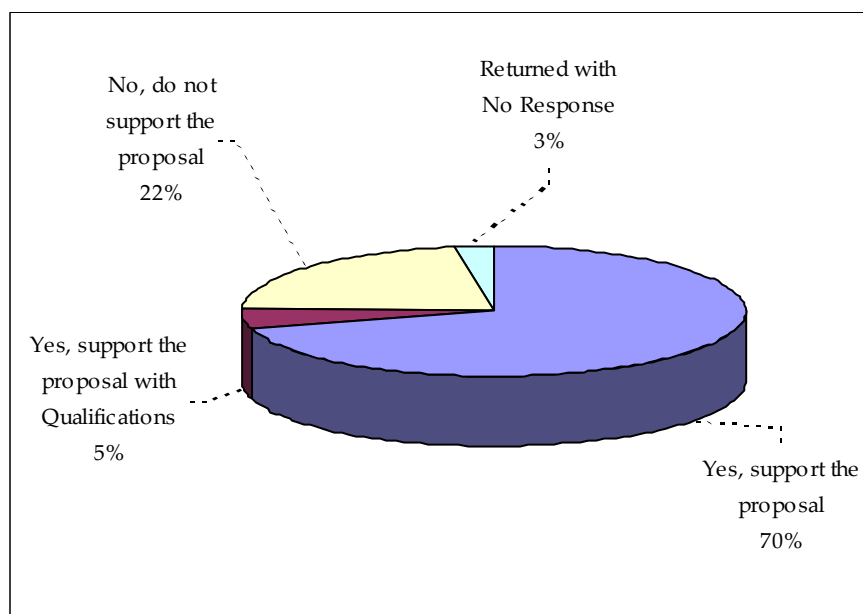


Figure 1 – The Initial Survey Responses

12 Cont'd

6. The majority of respondents (i.e. 75% of total responses) supported the scheme and almost everyone showed a general appreciation for the road stopping proposal. At the same time, 31 of these responses showed some concerns towards the project. The main concerns raised were:
 - (a) To maintain and upgrade the walking track;
 - (b) To maintain and preserve the historic wall;
 - (c) To redesign the barriers and update signage;
 - (d) To provide an access for emergency vehicles.
7. 22% of total responses (i.e. 25 responses) did not support the scheme. The main issues identified were:
 - (a) The existing road has no issues and they had never seen vehicles travelling on the road;
 - (b) The existing barriers worked fine and a sign – 'No Campers' may solve the problem caused by visitors to the area;
 - (c) The amount of money spent on the project could have been better spent on other projects such as maintenance and preservation of the walking track and the historical wall;
 - (d) The problem with camper vans mentioned in the proposal is not factual as they stay overnight at the Jetty area and do not enter the area beyond the barrier that this proposal addresses. Changing legal access would therefore not alter the problem with camper vans;
 - (e) Access through the road is essential for residents as well as for kayak launching and for boat ramp access;
 - (f) The property owners were concerned that if the road is closed then they would never regain their legal road access in future, if this was necessary;
 - (g) Quick and easy access for emergency vehicles is essential.
8. It is evident from the consultation results that the majority of respondents have favoured the proposal to carry out "Road Stopping", although 12 respondents made a comment that they never or only occasionally observed any vehicles travelling along the road (other than service vehicles to the sewerage pump station) and they believed the existing barrier system is satisfactory and the proposal would not be an improvement to the existing situation.
9. The Old Waterfront Road (Governors Bay to Allandale) serves as legal access for 15 properties and out of that only eight residents and/or property owners had responded to the consultation. Half of these respondents did not support the proposal and the remaining half would only support the proposal if they retained their property access through the Old Waterfront Road. Also, all eight respondents have confirmed that they will take a formal action against the proposal if they do not retain legal property access through the Old Waterfront Road.
10. The road stopping process has to be carried out in accordance with Schedule 10 of Local Government Act 1974. It will also need to follow the Special Consultative Procedure (SCP). Any person may object to the proposal and is entitled to have their objection heard by a Council hearings panel. If an agreement can not be reached or the objection is not withdrawn, it must be referred to the Environment Court for a final decision.
11. There is a considerable legal cost involved, should the Community Board choose to proceed with a road stopping process, which would include the SCP cost, survey work, legal plan preparation and other legal fees. This could also result in an Environment Court Hearing. (Note: No defined estimate can be provided due to the amount of variables as above but the process could easily cost more than \$100,000).
12. To conclude, it is recommended that the road stopping work should not proceed further because:
 - (a) Although the majority of the community support the proposal, the survey results highlight that few of them had ever or only occasionally observed any traffic along the road, and the existing barrier system had proved effective to keep vehicles off this section of the road;

12 Cont'd

- (b) The residents/property owners who have a legal frontage along the Old Waterfront Road, showed a high concern and wanted to retain their property access from Old Waterfront Road. If the proposal didn't retain legal access, then they have confirmed that they will use the formal process to object to the legal "Road Stopping";
- (c) If the Board chooses to proceed with the road stopping process, then the Council will receive a considerable amount of negative response from the local community and this will inevitably result in the process continuing all the way to the Environment Court;
- (d) Further to this, the Community Board would need to make a submission to the next LTCCP process for the road stopping process funding.

FINANCIAL IMPLICATIONS

- 13. No funding has been allocated to carry out the road stopping work in the current LTCCP. Should the Board wish to proceed with funding this would need to be applied for through the Annual Plan or LTCCP process.

Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

- 14. Yes. Budget for the road stopping work has not been allocated and therefore the recommendation not to proceed aligns with the 2009-19 LTCCP.

LEGAL CONSIDERATIONS

- 15. Schedule 10 of Local Government Act 1974 provides a process for Council to stop a road.
- 16. Section 345 (3) of the Local Government Act 1974 allows a stopped road to be vested in the Council as an esplanade reserve.

Have you considered the legal implications of the issue under consideration?

- 17. As above.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

- 18. Aligns with the Streets and Transport activities by contributing to the Council's Community Outcomes – Safety and Community (with Status-quo or Road Stopping), on Page 77 of the 2009-19 LTCCP.

Do the recommendations of this report support a level of service or project in the 2009-19 LTCCP?

- 19. As above.

ALIGNMENT WITH STRATEGIES

- 20. The recommendations (with Status-quo or Road Stopping) align with the Council Strategies including the Pedestrian Strategy 2001, Cycle Strategy 2004, Road Safety Strategy 2004 and the Safer Christchurch Strategy 2005.

Do the recommendations align with the Council's strategies?

- 21. As above.

CONSULTATION FULFILMENT

- 22. The initial consultation has been carried out with the wider Governors Bay Community (as outlined in 3 above).

12 Cont'd

STAFF RECOMMENDATION

It is recommended that:

- (a) The Lyttelton/Mt Herbert Community Board does not proceed any further with Road Stopping work for the Old Waterfront Road – Governors Bay to Allandale and that respondents to the initial consultation be notified of this decision;
- (b) The Council includes provision in their maintenance programme to maintain and preserve the walking track and the historical wall to a better standard as funding allows;
- (c) Council staff investigate possible improvements to the existing barrier system and signage and ensure that these conform with legal requirements and inform the Community Board of any outcomes.

13. BRIEFINGS

Nil.

14. COMMUNITY BOARD ADVISERS UPDATE

14.1 BOARD FUNDING BALANCES

A copy of the Board's funding balances as at 28 February 2010 is **attached** for members' information.

14.2 FEBRUARY UPDATE ON LOCAL CAPITAL PROJECTS

The February update on local capital projects is **attached** for members' information.

14.3 CUSTOMER SERVICES REQUESTS – 1 OCTOBER 2009 – 31 JANUARY 2010

Attached for members' information.

14.4 DRAFT PUBLIC OPEN SPACE STRATEGY - SUBMISSION

Attached is the submission the Board made to the Draft Public Open Spaces Strategy.

STAFF RECOMMENDATION

It is recommended that the Board adopt the submission made to the Draft Public Open Spaces Strategy.

15. ELECTED MEMBERS' INFORMATION EXCHANGE

16. QUESTIONS UNDER STANDING ORDERS