

**AKAROA/WAIREWA COMMUNITY BOARD  
AGENDA**

**WEDNESDAY 20 JULY 2011**

**AT 9:30 AM**

**IN THE LITTLE RIVER SERVICE CENTRE  
4238 CHRISTCHURCH-AKAROA ROAD  
LITTLE RIVER**

**Community Board:** Pam Richardson (Chairman), Bryan Morgan (Deputy Chairman), Lyndon Graham, Leigh Hickey, Stewart Miller and Claudia Reid

**Community Board Adviser**  
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**PART A - MATTERS REQUIRING A COUNCIL DECISION**

**PART B - REPORTS FOR INFORMATION**

**PART C - DELEGATED DECISIONS**

**INDEX**

- |               |           |   |
|---------------|-----------|---|
| <b>PART C</b> | <b>1.</b> | <b>APOLOGIES</b>  |
| <b>PART C</b> | <b>2.</b> | <b>CONFIRMATION OF MEETING MINUTES –</b><br>2.1 Ordinary Board Meeting – 27 June 2011   |
| <b>PART B</b> | <b>3.</b> | <b>DEPUTATIONS BY APPOINTMENT</b><br>3.1 Zane Cameron<br>3.2 Dean White   |
| <b>PART B</b> | <b>4.</b> | <b>PRESENTATION OF PETITIONS</b>  |
| <b>PART B</b> | <b>5.</b> | <b>NOTICES OF MOTION</b>  |
| <b>PART B</b> | <b>6.</b> | <b>CORRESPONDENCE</b><br>6.1 Zane Cameron<br>6.2 Akaroa Playcentre  |
| <b>PART B</b> | <b>7.</b> | <b>RESERVE MANAGEMENT COMMITTEES</b><br>7.1 Okains Bay Reserve Management Committee – 14 June 2011<br>7.2 Duvauchelle Reserve Management Committee – 13 June 2011<br>7.3 Robinsons Bay Reserve Management Committee – 19 May 2011 |
| <b>PART A</b> | <b>8.</b> | <b>AKAROA WHARF – ROGER BEATTIE – APPROVAL TO ENTER INTO SUB-LICENCE</b>  |

20. 7. 2011

- PART C**            9.        **APPLICATION TO THE AKAROA/WAIREWA COMMUNITY BOARD 2011/12 DISCRETIONARY RESPONSE FUND**
- PART B**            10.       **BRIEFINGS**  
                         **Kathy Jarden – Leasing Consultant**
- PART B**            11.       **COMMUNITY BOARD ADVISER’S UPDATE**  
                         11.1     **Board Funding Balances - 2010/11 Financial Year**  
                         11.2     **Board Funding Balances – 2011/12 Financial Year**  
                         11.3     **Annual Plan Submission**
- PART B**            12.       **ELECTED MEMBERS INFORMATION EXCHANGE**
- PART B**            13.       **QUESTIONS UNDER STANDING ORDERS**
- PART B**            14.       **RESOLUTION TO EXCLUDE THE PUBLIC**

20. 7. 2011

1. **APOLOGIES**

2. **CONFIRMATION OF MEETING MINUTES – 27 JUNE 2011**

The minutes of the Board's extraordinary meeting of Monday 27 June 2011 are **attached**.

**STAFF RECOMMENDATION**

That the minutes of the Board's extraordinary meeting held on Monday 27 June 2011 be confirmed.

**3. DEPUTATIONS BY APPOINTMENT**

**3.1 ZANE CAMERON**

Zane Cameron wishes to address the board to discuss his request for a skatepark in Little River.

(Refer Clause 6.1)

**3.2 DEAN WHITE**

Mr White wishes to discuss with the Board a concept and plantings alongside the Little River Cemetery.

**4. PRESENTATION OF PETITIONS**

Nil.

**5. NOTICES OF MOTION**

Nil.

**6. CORRESPONDENCE**

**6.1 ZANE CAMERON**

Correspondence is **attached** from Zane Cameron, regarding a skatepark proposal for Little River.

**STAFF RECOMMENDATION**

It is recommended that the Board receive the correspondence and consider the points raised therein.

**6.2 AKAROA PLAYCENTRE**

Attached is a letter from the President of the Akaroa Playcentre regarding the heating of the Akaroa Sports Complex building.

**STAFF RECOMMENDATION**

It is recommended that the Board receive the correspondence and forward it to Community Facilities staff for investigation and comment back to the Board on the heating and insulation for the building.

20. 7. 2011

## 7. RESERVE MANAGEMENT COMMITTEES

The minutes of the following Reserve Management Committee meetings are attached.

- 7.1 Okains Bay Reserve Management Committee – 14 June 2011 (**attached**).
- 7.2 Duvauchelle Reserve Management Committee – 13 June 2011 (**attached**).
- 7.3 Robinsons Bay Reserve Management Committee – 19 May 2011 (**attached**).

### STAFF RECOMMENDATION

That the Board receive the minutes of the following Reserve Management Committee meetings:

- Okains Bay Reserve Management Committee – 14 June 2011
- Duvauchelle Reserve Management Committee – 13 June 2011
- Robinsons Bay Reserve Management Committee – 19 May 2011

**8. AKAROA WHARF – ROGER BEATTIE – APPROVAL TO ENTER INTO SUB-LICENCE**

<b>General Manager responsible:</b>	General Manager, City Environment DDI 941 8608
<b>Officer responsible:</b>	Unit Manager, Transport and Greenspace
<b>Author:</b>	Kathy Jarden, Leasing Consultant

**PURPOSE OF REPORT**

1. The purpose of this report is to seek the support of the Akaroa/Wairewa Community Board in obtaining the Council's approval to provide delegated authority to staff to grant landlord's consent for the approval of a sub-licence under the current head licence between the Council and Roger Douglas Beattie which permits the occupation and use of part of the Akaroa wharf as shown on the **attached** plan (area C).

**EXECUTIVE SUMMARY**

2. The Council currently licences Roger Douglas Beattie of Sea-Right Investments Limited the right to occupy parts of the Akaroa wharf for the purposes of gaining access and providing support to the building owned by him which immediately abuts the wharf for the purposes of storing fish and other marine and tourist associated activities. The licence expires on 30 June 2016.
3. Mr Beattie has held a licence to occupy the Akaroa Wharf for over 15 years and has established the Eyris Blue Pearl centre in one half of his building which is a visual display where visitors can learn about the evolution of pearls and how they are cultured. To complement the exhibit Jacek and Ilona Powlowski - NZ Blue Pearls have set up a jewellery studio in the other half of the building specialising in making pieces of jewellery out of the locally harvested blue pearls. Mr Beattie has leased his building to NZ Blue Pearls and is seeking the permission of the Council as Head Licensor to consent to the sub-licence to NZ Blue Pearls.
4. The licence requires the Licensor's permission to sublet/licence any part of the premises. There is no delegation from Council to provide such approvals. This report seeks to obtain delegation so that any such requests in the future can be processed in a timely and efficient manner, thereby meeting the commercial and market needs of the licensee and in turn ensuring the protection of the Council's interests.

**FINANCIAL IMPLICATIONS**

5. There will be no change in revenue or expenditure for the Council.

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

6. Yes.

**LEGAL CONSIDERATIONS**

7. The Community Board does not have the delegated authority to authorise the granting of the proposed sub-licences; that decision needs to be made by the full Council. The Community Board may make recommendations to the Council.
8. The Corporate Support Unit Manager has delegated authority to enter into lease agreements for terms not exceeding five years and \$50,000 per annum rent. As the head licence exceeds the five year term, permission is required from the Council to enter into any sub-licence arrangements.

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

9. The licence requires that permission from the landlord must be obtained prior to entering into any sub-licence arrangements.
10. Council's Legal Services Unit will review the Deed of Sub-Licence to ensure that it meets Council requirements.

**20. 7. 2011**

11. Head licensor's consent will be required for the Deed of Sub-Licence to Occupy entered into. Under the licence head licensor's consent shall be given so long as certain conditions are met, namely the proposed subtenant is solvent, suitable, experienced etc. It generally transpires that there is little discretion in granting these approvals.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

- 12 Parks Waterways and Open Spaces – harbours and marine structures

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

13. Yes – provision of wharves, marine and other harbour structures that enhance marine recreation and support economic activity.

**ALIGNMENT WITH STRATEGIES**

14. The Council manages wharves, moorings and boat ramps at Lyttelton Harbour, Akaroa Harbour and around the Peninsula, for recreational and commercial use. (page 119 LTCCP 2009-2019 volume 1).

**CONSULTATION FULFILMENT**

15. N/A

**STAFF RECOMMENDATION**

It is recommended that the Akaroa/Wairewa Community Board recommend to Council that delegated authority be granted to the Corporate Support Unit Manager to grant head licensor's consent to the sub-licence agreement between Roger Douglas Beattie and Jacek and Ilona Powlowski - NZ Blue Pearls or any other suitable individual or company put forward by the head licensee in accordance with the terms and conditions of the existing head licence between the Christchurch City Council and Roger Douglas Beattie for a term not to exceed 29 June 2016.

9. **APPLICATION TO THE AKAROA/WAIREWA COMMUNITY BOARD 2011/12 DISCRETIONARY RESPONSE FUND**

<b>General Manager responsible:</b>	General Manager, Community Services Group, DDI 941-8607
<b>Officer responsible:</b>	Unit Manager, Community Support
<b>Author:</b>	Sue Grimwood, Community Development Advisor

**PURPOSE OF REPORT**

1. The purpose of this report is for the Akaroa/Wairewa Community Board to consider applications for funding from its 2011/12 Discretionary Response Fund from:
  - (a) Little River Wairewa Charitable Trust for \$2,652
  - (b) Akaroa Civic Trust for \$1,469
2. At the time of writing this report there is \$12,799 available in the fund, subject to the Council approving the 2011/12 Annual Plan.

**EXECUTIVE SUMMARY**

3. In 2011/12, the total pool available for allocation for the Akaroa/Wairewa Discretionary Response Fund is \$12,799. The Discretionary Response Fund opens each year on 1 July and closes on 30 June the following year, or when all funds are expended.
4. The purpose of the Fund is to assist community groups where the project and funding request falls outside other council funding criteria and/or closing dates. This fund is also for emergency funding for unforeseen situations.
5. At the Council meeting of 22 April 2010, Council resolved to change the criteria and delegations around the local Discretionary Response Fund.
6. The change in criteria limited the items that the local Discretionary Response Fund does not cover to only:
  - (a) Legal challenges or Environment Court challenges against the Council, Council Controlled Organisations or Community Boards decisions;
  - (b) Projects or initiatives that change the scope of a Council project; and
  - (c) Projects or initiatives that will lead to ongoing operational costs to the Council.

Council also made a note that: *"Community Boards can recommend to the Council for consideration grants under (b) and (c)."*

7. Based on this criteria, the applications received are eligible for funding.
8. Detailed information on the applications and staff comments are included in the Decision Matrix **attached**.

**FINANCIAL IMPLICATIONS**

9. There is currently \$12,799 remaining in the Board's 2011/12 Discretionary Response Fund.

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

10. Yes, see page 184 of the LTCCP regarding community grants schemes including Board funding.



**Legal Considerations**

11. There are no legal considerations.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

12. Aligns with LTCCP and Activity Management Plans, page 172 and 176

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

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

**ALIGNMENT WITH STRATEGIES**

14. Refer to the attached Decision Matrix.

**CONSULTATION FULFILMENT**

15. Not applicable.

**STAFF RECOMMENDATION**

It is recommended that the Akaroa/Wairewa Community Board:

- (a) Approve a grant of \$2,000 to the Little River Wairewa Charitable Trust for the Little River winter badminton project.
- (b) Approve a grant of \$1,469 to the Akaroa Civic Trust for replacement of the Welcome to Akaroa sign.

**10. BRIEFINGS**

**10.1 KATHY JARDEN – LEASING CONSULTANT**

Staff will brief the Board on the process for the re-leasing of the Little River Railway Station

**11. COMMUNITY BOARD ADVISERS UPDATE**

**11.1 BOARD FUNDING BALANCES – 2010/11 FINANCIAL YEAR**

A copy of the Board's funding balances for the 2010/11 financial year is **attached** for members' information.

**11.2 BOARD FUNDING BALANCES – 2011/12 FINANCIAL YEAR**

A copy of the Board's funding balances for the current financial year as at 20 July 2011 is **attached** for members' information.

**11.3 ANNUAL PLAN SUBMISSION**

A copy of the Board's submission to the Draft Annual Plan 2011/12, as adopted at the 27 June 2011 meeting, is **attached** for members information.

**12. ELECTED MEMBERS INFORMATION EXCHANGE****13. QUESTIONS UNDER STANDING ORDERS****14. RESOLUTION TO EXCLUDE THE PUBLIC**

*Section 48, Local Government Official Information and Meetings Act 1987.*

I move that the public be excluded from the following parts of the proceedings of this meeting, namely item 15 – Akaroa/Wairewa Small Grants Fund Assessment Committee 2011/14 - Community Representatives

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

		<b>GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED</b>	<b>REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER</b>	<b>GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF THIS RESOLUTION</b>
<b>PART C</b>	<b>15.</b>	<b>AKAROA/WAIREWA SMALL GRANTS FUND ASSESSMENT COMMITTEE 2011/14 – COMMUNITY REPRESENTATIVES</b>	<b>)GOOD REASON TO )WITHHOLD EXISTS )UNDER SECTION 7</b>	<b>SECTION 7 (2) (a)</b>

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

**Item 15 Protection of Privacy of Natural Persons**

**(Section 7(2)(a))**

**Recommendation:** That the foregoing motion be adopted.

**Note**

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

“(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

- (a) Shall be available to any member of the public who is present; and
- (b) Shall form part of the minutes of the local authority.”