

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 7 APRIL 2005**

PRESENT: The Mayor, Garry Moore (Chairperson).
Councillors Helen Broughton, Sally Buck, Graham Condon, Barry Corbett, David Cox, Anna Crighton, Carole Evans, Pat Harrow, Bob Shearing, Gail Sheriff, Sue Wells and Norm Withers.

1. APOLOGIES

An apology for temporary absence during part of the meeting was received and accepted from Councillor Sue Wells, who retired at 9.50am and returned at 11.12am.

2. CONFIRMATION OF MINUTES

COUNCIL MEETING OF 24 MARCH 2005

Resolved: That the open and public excluded minutes of the Council meeting held on Thursday 24 March 2005 be confirmed.

COUNCIL MEETING OF 31 MARCH 2005

Resolved: That the minutes of the Council meeting held on Thursday 31 March 2005 be confirmed.

3. DEPUTATIONS BY APPOINTMENT

NOS SHOPS

Mr Mike Mora made submissions in support of a recent resolution adopted by the Riccarton/Wigram Community Board regarding the proliferation of 'NOS' shops and an associated Notice of Motion submitted to the present meeting by Councillor Bob Shearing.

(9.50am Councillor Wells retired.)

The Mayor also tabled a paper issued by the Alcohol Drug Association of New Zealand regarding the use and effects of nitrous oxide (NOS) and a further paper outlining Police concerns regarding NOS and party drug outlets in Christchurch and associated behavioural problems associated with the use of nitrous oxide and benzyloperazine (BZP).

It was **resolved** that Mr Mora's submissions be considered in conjunction with Councillor Shearing's Notice of Motion.

14. NOTICES OF MOTION

This clause was dealt with at this stage of the meeting.

NOS SHOPS

Councillor Shearing moved the following amended motion:

"That as a result of concerns raised from within our communities relating to the recent and ongoing proliferation of the so called "NOS Shops" in Christchurch, the Council requests:

- *That staff thoroughly investigate all current Council bylaws with the aim of controlling the siting of these shops and the sale of the products sold.*
- *That staff thoroughly investigate all government statutes with the aim of producing a new bylaw to control the siting of these shops and the products sold.*
- *That staff write to Jim Anderton MP and all other Members of Parliament to support current moves being made in parliament to control the sale of these products, and ban the sale of all BZP based products.*

7. 4. 2005

- 2 -

- *That Council enforcement staff and local police be asked to enforce all laws and bylaws relating to signage, litter, use of footpaths, traffic, summary offences, public health and any other law or bylaw to ensure the legal operation of existing shops and their patrons.”*

The motion was seconded by Councillor Broughton and when put to the meeting was declared **carried**.

4. PRESENTATION OF PETITIONS

Nil.

5. CORRESPONDENCE

Nil.

6. BANKS PENINSULA REORGANISATION: LOCAL GOVERNMENT COMMISSION REQUEST

Resolved: That the Council advise the Local Government Commission that the Council:

- (a) Supports option 1 of the Commission's October 2004 Terms of Reference, providing for the inclusion of the whole of Banks Peninsula District in Christchurch City.

(The foregoing resolution was **adopted** on division no 1 by nine votes to three, the voting being as follows:

For (9): Councillors Buck, Condon, Corbett, Evans, Harrow, Shearing, Sheriff, Withers and the Mayor.

Against (3): Councillors Broughton, Cox and Crighton.)

- (b) Supports the establishment of one community board for the Peninsula (as previously resolved by the Council on 22 April 2004).

(Note: A preceding motion to advise the Commission that the Council supported two community boards on the Peninsula, with five elected members each and one appointed member, was declared **lost** on division no 2 by nine votes to three, the voting being as follows:

Against (9): Councillors Broughton, Buck, Condon, Corbett, Cox, Crighton, Harrow, Shearing and Withers.

For (3): Councillors Evans, Sheriff and the Mayor.)

- (c) Supports the introduction of the capital value rating system for Banks Peninsula.
- (d) Sees substantive changes to service levels on the Peninsula (other than statutory compliance issues) being matters to be dealt with through the Long-Term Council Community Plan.
- (e) In addition to the delegations given to the City's community boards, at the time reorganisation takes place, will provide a delegation to the Peninsula community board as follows:
- “That the Peninsula community board recommend to the Council proposed expenditure from its reserve contributions account.”*
- (f) Will provide discretionary funding of \$20,000 per annum for the Peninsula Community Board.
- (g) Supports retention of the three service centres at Lyttelton, Akaroa and Little River for a period of five years commencing on the date of the Order in Council giving effect to the reorganisation proposal and based on the levels of service provided by Banks Peninsula District Council at those service centres at that date.
- (h) Will give priority upon reorganisation to the statutory compliance issues listed in (i) to (v) of 19(b) of this report, and any other statutory compliance issues that may arise.

8. WATER AND SANITARY SERVICES ASSESSMENTS

This clause was dealt with at this stage of the meeting.

(11.12am Councillor Wells returned.)

It was **resolved**:

1. That the following statements of proposal for the draft water and sanitary services assessments be referred to a Subcommittee comprising Councillors Broughton, Buck, Shearing and Wells for review:
 - Water Supply,
 - Wastewater,
 - Stormwater Drainage,
 - Sanitary Conveniences,
 - Cemeteries and Crematoria.
2. That the foregoing Subcommittee be delegated power to review the documents and to incorporate any amendments which it deems necessary, and to then give approval for the documents to be released for public comment under the Special Consultative Procedure as required in Sections 83-89 of the Local Government Act 2002.
3. That a hearings panel comprising a representative from each portfolio group be set up to hear submissions on the assessments and report to the Council with its recommendations.

(Note: Councillors Condon, Cox, Crighton, Sheriff, Wells and Withers retired from consideration of this item, and took no part in the discussion or voting thereon.)

16. RESOLUTION TO EXCLUDE THE PUBLIC

This clause was dealt with at this stage of the meeting.

It was **resolved** that the resolution to exclude the public set out on page 91 of the agenda be adopted.

(11.14am members of the public were excluded from the meeting - 12.10pm members of the public were readmitted to the meeting.)

7. TURNERS AND GROWERS SITE DEVELOPMENT PROPOSAL

Resolved: That the Council:

- (a) Accept the negotiated purchase price agreed with UWH, as detailed in the report.
- (b) Authorise the General Manager Strategic Development to sign the Development Agreement on behalf of the Council, when he is satisfied with it, following consultation with Sir Miles Warren, Mr Stephen Collins and Mr John Dryden.
- (c) Authorise the General Manager Strategic Development to accept the Development Plan when in his opinion it satisfies the requirements of the Development Agreement, following consultation with Sir Miles Warren, Mr Stephen Collins and Mr John Dryden.
- (d) Agree to provide funding for the commitments to the project as outlined in this report.

(Note: The foregoing resolutions were **adopted** on division no 3 by twelve votes to one, the voting being as follows:

For (12): Councillors Buck, Condon, Corbett, Cox, Crighton, Evans, Harrow, Shearing, Sheriff, Wells, Withers and the Mayor.

Against (1): Councillors Broughton.)

8. WATER AND SANITARY SERVICES ASSESSMENTS

This report was dealt with earlier in the meeting.

9. ADOPTION OF CHRISTCHURCH CITY SPEED LIMITS BYLAW 2005

Resolved: That the staff recommendation be adopted.

10. CONSIDERATION OF APPLICATIONS FOR EVENTS SEEDING FUNDING

Resolved:

1. That the Council:
 - (a) Support the Foursquare Fringe Festival to the value of \$10,000 from the 2004/05 events seeding budget and make provision for a further \$10,000 from the 2005/06 events seeding budget providing a suitable date for the festival is agreed upon.
 - (b) Decline the application for support from the Canterbury Jockey Club for the sponsorship of the Canterbury Gold Cup but make a grant of \$10,000 to the club for support and promotion of the carnival overall.
2. That staff continue to work with the organisers of the Foursquare Festival to agree on a suitable date for the festival.

(Note: On being put to the meeting, staff recommendation 1(b) recommending that the Council support the 2005 SENZSouth Expo to the value of \$3,000 was declared **lost**.)

11. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD OF 22 MARCH 2005

Resolved: That the Board's report be received.

12. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD OF 30 MARCH 2005

Resolved: That the Board's report be received.

13. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD OF 21 MARCH 2005

Resolved: That the Board's report be received.

14. NOTICES OF MOTION

NOS SHOPS

This notice of motion was dealt with earlier in the meeting, in conjunction with the submission made by Mr Mike Mora.

MOTOR VEHICLES

It was **resolved** on the motion of Councillor Buck seconded by Councillor Shearing:

1. That the Christchurch City Council make a submission to all Members of Parliament to urge them to support the introduction of compulsory third party motor vehicle insurance for all vehicle owners prior to obtaining a Warrant of Fitness or Certificate of Fitness.
2. That discussions be held with the Police to encourage more rigorous enforcement of the current legislation surrounding the impounding of motor vehicles used by disqualified drivers and other identified drivers convicted of serious traffic offences.
3. That the Christchurch City Council make a submission advocating the introduction of an objective test for testing motor vehicle noise emissions at motor vehicle testing stations.

4. That the Mayor write to all other mayors, asking them to seek the support of their Councils for the foregoing measures.

15. QUESTIONS

Councillor Corbett asked the following questions of the General Manager City Environment.

1. What is the value of the current contract which the Recovered Materials Foundation (RMF) has with the Christchurch City Council, how long does it last and what representation do we have on the Trust?
2. What is the potential value of the contract we are about to sign with the Recovered Materials Foundation (RMF) to operate our transfer stations, how long does it last and do we still have the same representation?
3. The Council has scheduled a meeting with the Recovered Materials Foundation (RMF) next week to discuss the membership and size of the Board, however I believe that they have already decided to proceed with their restructure, can you confirm whether or not this is true?

In reply, the General Manager City Environment advised:

1. The City Council core contract was approximately \$1,000,000 per annum. The term was five years from 1 September 2003 and there was no right of renewal. The Christchurch City Council appointed two out of nine trustees.
2. The turnover was approximately \$20,000,000 per annum with revenue coming from gate charges. Approximately 75% would be paid directly to Transwaste for transport and disposal. The term was ten years with a right of renewal for a further ten years. The Council's representation would be one in ten if the proposal (reported to the Council in February) to change the Board structure proceeded.
3. It was understood that the Recovered Materials Foundation (RMF) Board was proceeding with its Board restructure as proposed, and that the Board would be discussing this with Council representatives the following week.

16. RESOLUTION TO EXCLUDE THE PUBLIC

This clause was dealt with earlier in the meeting.

18. CONCLUSION

The meeting concluded at 1pm.

CONFIRMED THIS 14TH DAY OF APRIL 2005

MAYOR

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 7 APRIL 2005**

PRESENT: The Mayor, Garry Moore (Chairperson).
Councillors Helen Broughton, Sally Buck, Graham Condon, Barry Corbett, David Cox,
Anna Crighton, Carole Evans, Pat Harrow, Bob Shearing, Gail Sheriff and Norm Withers.

ABSENT: Sue Wells.

1. APOLOGIES

An apology for temporary absence during part of the meeting was received and accepted from Councillor Sue Wells, who was not present at the meeting while the public were excluded.

17. TURNERS AND GROWERS SITE DEVELOPMENT PROPOSAL

Resolved: That the staff recommendation be adopted.

CONFIRMED THIS 14TH DAY OF APRIL 2005

MAYOR