



**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 9 APRIL 2009**

PRESENT: The Mayor, Bob Parker (Chairperson).
Councillors Helen Broughton, Sally Buck, Ngaire Button, Barry Corbett, David Cox,
Yani Johanson, Claudia Reid, Bob Shearing, Gail Sheriff, Mike Wall, Sue Wells, and
Norm Withers.

Bob Shearing moved, seconded by the Mayor, that a note of thanks be recorded to Yvonne Palmer on behalf of the Council for the work and the effort she has given in her role as Chairperson of the National Executive of Community Boards and the very successful National Community Board Conference held in Christchurch in March 2009.

The Council also congratulated the Riccarton/Wigram and Shirley/Papanui Community Boards for winning awards in the recent Best Practice Awards, and all other Christchurch City Council boards for their entries.

1. APOLOGIES

An apology for absence was received and accepted from Councillor Chrissie Williams.

2. DEPUTATIONS BY APPOINTMENT

Nil.

3. PRESENTATION OF PETITIONS

Nil.

4. ROAD STOPPING POLICY

Councillor Withers moved, seconded by Councillor Wells:

- (a) That the Council adopt the 'Christchurch City Council Road Stopping Policy' in the form attached to the report in the agenda, subject to amending clause 3(b) of the policy by adding the words 'which is' after the word 'road' and before the word 'the', and amending clause 5 of the policy to add a new subparagraph (o):
 - (o) in the living hills zones, the loss of the green space would impact on the landscape value of the area.
- (b) That the Council's power to accept or decline an application from either a Council Business Unit or from any other person to stop legal road, be delegated to the Corporate Support Unit Manager **provided that** such application shall meet the following criteria:
 - The area of road to be stopped will not constitute a complying lot under the City Plan on its own account nor will its amalgamation with the adjoining lot create a new potential for the adjoining lot to be subdivided; and
 - It will be necessary for the stopped road to be amalgamated with the certificate of title to an adjoining property; and
 - The owner of an adjoining property is the logical purchaser of the stopped road; and
 - That the proposed road-stopping complies with the Council's Road Stopping Policy, and
 - The area of road to be stopped is not adjoining a reserve or waterway.

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- (c) That where the Corporate Support Manager's delegated authority under paragraph (b) of this resolution shall apply:
- (i) That the Council's powers under sections 116, 117 and 120 of the Public Works Act 1981 and Sections 319(h), 342(1)(a) and 345 of the Local Government Act 1974 (excluding the power to hear objections and recommend to the Council whether the Council should allow or otherwise any objections received to road stopping procedures pursuant to the Tenth Schedule of the Local Government Act 1974 and the Council's powers under paragraph 5 of the Tenth Schedule) in relation to road stopping and the disposal of land that was previously stopped road be delegated to the Corporate Support Unit Manager.
 - (ii) That the power to determine (in compliance with the Council's Road Stopping Policy) which statutory procedure should be employed to undertake a particular road stopping (either under the Local Government Act 1974 or under the Public Works Act 1981) be delegated to the Corporate Support Unit Manager.
 - (iii) That prior to exercising his delegation, the Corporate Support Unit Manager will informally circulate to the relevant community board members for comment all applications received by him for road-stopping within their ward prior to processing the application, with Board members to respond within seven days.
- (d) That the Council's power to accept or decline an application from either by a Council business unit or from any other person to stop legal road which does not fall within the delegation given to the Corporate Support Unit Manager under paragraph (b) of this resolution shall be delegated to the Community Board for the ward within which the legal road proposed to be stopped is situated.
- (e) That where the Community Board's delegated authority under paragraph (d) of this resolution shall apply:
- (i) That the Council's powers under sections 116, 117 and 120 of the Public Works Act 1981 and Sections 319(h), 342(1)(a) and 345 of the Local Government Act 1974 (excluding the power to hear objections and recommend to the Council whether the Council should allow or otherwise any objections received to road stopping procedures pursuant to the Tenth Schedule of the Local Government Act 1974 and the Council's powers under paragraph 5 of the Tenth Schedule) in relation to road stopping and the disposal of land that was previously stopped road be delegated to the Community Board for the Ward within which the proposed legal road is situated and to be exercised in accordance with the Council's Road Stopping Policy.
 - (ii) That the power to determine (in compliance with the Council's Road Stopping Policy) which statutory procedure should be employed to undertake a particular road stopping (either under the Local Government Act 1974 or under the Public Works Act 1981) be delegated to the Community Board for the Ward within which the proposed legal road is situated and to be exercised in accordance with the Council's Road Stopping Policy.

Councillor Buck moved by way of amendment:

That the Council approve recommendations (a) and (e) noted above.

That recommendations (b) and (c) be deleted.

That recommendation (d) be amended by deleting the following words:

'which does not fall within the delegation given to the Corporate Support Manager under paragraph (b) of this resolution'

The amendment was seconded by Councillor Wall and when put to the meeting was declared **lost** on division No. 1 by 9 votes to 4, the voting being as follows:

Against (9): Councillors Button, Corbett, Cox, Reid, Shearing, Sheriff, Wells, Withers and the Mayor.

For (4): Councillors Broughton, Buck, Johanson and Wall.

The original motion was then put to the meeting and was declared **carried**.

Councillor Johanson requested that his vote against the motion be recorded.

**5. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 25 FEBRUARY 2009**

Val Carter, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Wall, seconded by Councillor Buck, that the Board's report be received.

6. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD: MEETING OF 4 MARCH 2009

Val Carter, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Wall, seconded by Councillor Buck, that the Board's report be received.

7. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD: MEETING OF 17 MARCH 2009

Val Carter, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Wall, seconded by Councillor Buck, that the Board's report be received.

**8. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 19 FEBRUARY 2009**

Bob Todd, Chairperson, joined the table for the discussion of this item.

8.1 ART ON (OR ADJACENT TO) FERRYMEAD BRIDGE

It was **resolved** unanimously on the motion of Councillor Johanson, seconded by Councillor Cox,:

- (a) That the Council proceed with construction of the bridge as currently planned and budgeted.
- (b) That the Council request staff to investigate the possibility of decorative aspects to be incorporated into the railing design within the existing budget.
- (c) That if funding of at least \$150,000 is made available a separate project be initiated to design and implement art on the bridge, working within the constraints of the existing design for the Strengthen and Widen Project.

8.2 GLOUCESTER STREET – PROPOSED MOTORCYCLE PARK P60 PARKING RESTRICTION

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Cox that the Council approve:

- (a) That the motorcycle park currently located on the north side of Gloucester Street commencing at a point 66.5 metres east of its intersection with Oxford Terrace and extending in an easterly direction for a distance of 4.5 metres be revoked.
- (b) That a motorcycle park with the parking of motorcycles restricted to a maximum period of 60 minutes be installed on the north side of Gloucester Street commencing at a point 64.5 metres east of its intersection with Oxford Terrace and extending in an easterly direction for a distance of 6.5 metres.

8.3 MONTREAL STREET – PROPOSED P10 PARKING RESTRICTION

It was **resolved** on the motion of Councillor Cox, seconded by Councillor Johanson, that the Council approve that the parking of vehicles be restricted to a maximum period of 10 minutes on the east side of Montreal Street commencing at a point 8 metres north of its intersection with Cashel Street and extending in a northerly direction for a distance of 59 metres. This restriction is to apply from 7.30am to 9am Monday to Friday. (There will be no change to the pay and display as it starts from 9am.)

8.4 TUAM STREET – PROPOSED P30 PARKING RESTRICTION

It was **resolved** on the motion of Councillor Cox, seconded by Councillor Johanson, that the Council approve that the parking of vehicles be restricted to a maximum period of 30 minutes on the north side of Tuam Street commencing at a point 79 metres east from its intersection with Barbadoes Street and extending in an easterly direction for a distance of 19.5 metres. This restriction is to apply between 8am and 6pm Monday to Friday.

On the motion of Councillor Cox, seconded by Councillor Johanson, the Board's report as a whole was adopted.

9. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD: MEETING OF 4 MARCH 2009

Bob Todd, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Cox, that the Board's report be received.

10. REPORT OF THE LYTTELTON/MT HERBERT COMMUNITY BOARD: MEETING OF 17 FEBRUARY 2009

Paula Smith, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the Board's report be received.

11. REPORT BY THE CHAIRPERSON OF THE LYTTELTON/MT HERBERT COMMUNITY BOARD: 17 MARCH 2009 - BLACK POINT SUB-DIVISION - ROAD AND RIGHT OF WAY NAMING

Paula Smith, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Reid, seconded by the Mayor that the Council approve the following names for the road and rights of way in the Black Point subdivision:

- (a) The new public road to be named Black Point Road.
- (b) Right of Way A to be named Kaioruru Lane.
- (c) Right of Way BC to be named Ohinehou Lane.
- (d) Right of Way J to be named Te Wharau Lane.

12. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD: MEETING OF 24 FEBRUARY 2009

Peter Laloli, Chairperson, and Mike Mora, Deputy Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Shearing, that the Board's report be received.

13. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD: MEETING OF 10 MARCH 2009

Peter Laloli, Chairperson and Mike Mora, Deputy Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Shearing, that the Board's report be received.

**14. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 18 FEBRUARY 2009**

Yvonne Palmer, Chairperson, and Pauline Cotter, Deputy Chairperson, joined the table for the discussion of this item.

14.1 BOARD REPRESENTATIVES ON MONITORING GROUP FOR WESTMINSTER PARK

It was **resolved** on the motion of Councillor Withers, seconded by Councillor Button, that the Council approve the Shirley/Papanui Community Board representatives on the monitoring group for the Westminster Park project, being Pauline Cotter, Aaron Keown, and Yvonne Palmer.

On the motion of Councillor Withers, seconded by Councillor Button the Board's report as a whole was then adopted.

**15. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 10 FEBRUARY 2009**

Phil Clearwater, Chairperson, joined the table for the discussion of this item.

15.1 MID-HEATHCOTE RIVER/OPAWAHO LINEAR PARK MASTERPLAN - ROADS

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett:

- (1) That the overall concept of the draft Masterplan be adopted with the following amendments:

Note: All of the following amendments have been illustrated in the separately circulated track changed document of the Mid-Heathcote River/Ōpawaho Linear Park Masterplan (Attachment 2):

- (a) That in the current programme of works no road closures occur, other than the closure of the section of Hunter Terrace that has already been legally closed.
 - (b) That Plan 1 be replaced by the Revised Plan 1.
 - (c) That Plan 5 and 6 be replaced by the Revised Plan 5 and 6.
 - (d) That Plan 10 be modified to show no road closure as indicated in Revised Plan 10.
 - (e) That the tree list be revised to reflect the input from the community and that staff provide more detail on why each species was selected (refer to Appendix A).
 - (f) To maintain the status quo in front of properties 273 to 287 Centaurus Road (see Revised Plan 13).
 - (g) That details be added of possible road margin treatments which could be used to prevent vehicles from parking on the river bank (see Appendix D).
- (2) That funding for the works be shown as a line item in the draft 2009/19 LTCCP.
- (3) That it be noted that consultation will occur prior to the implementation of single lane sections.

Councillor Cox retired at 11.50am.

**16. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 27 FEBRUARY 2009**

Phil Clearwater, Chairperson, joined the table for the discussion of this item.

16.1 EASEMENT OVER 7A MALCOLM AVENUE

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Council:

- (a) Consent to the creation of a right to drain water in gross easement in favour of the Christchurch City Council over part Lot 2 Deposited Plan 355974 marked A on Deposited Plan 413672.
- (b) Authorise that the Unit Manager, Corporate Support finalise and conclude the transaction.

On the motion of Councillor Wells, seconded by Councillor Corbett, the report as a whole was adopted.

**17. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 17 MARCH 2009**

Phil Clearwater, Chairperson, joined the table for the discussion of this item.

17.1 COLOMBO BUS PRIORITY PROJECT – COLOMBO STREET BUS STOP AT THORRINGTON ROAD

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Wells, that the Council:

- (a)(i) Revoke the resolution passed by the Council at its meeting held on 15 May 2008, which reads:

- (d)(xiii) That a bus stop be installed on the west side of Colombo Street commencing 12 metres north of its intersection with Thorrington Road and extending 15 metres in a northerly direction.

- (a)(ii) Approve the following:

- That the bus stop be installed on the west side of Colombo Street commencing 12 metres north of its intersection with Thorrington Road and extending 15 metres in a northerly direction be revoked.

- (b)(i) Reinstate the resolution revoked at its meeting held on 15 May 2008, which reads:

- (d)(vii) That the existing bus stop be revoked from the west side of Colombo Street commencing ten metres south of its intersection with Thorrington Road and extending 17 metres in a northerly direction.

- (b)(ii) Approve the following:

- That the existing bus stop remain on the west side of Colombo Street commencing 10 metres south of its intersection with Thorrington Road and extending 17 metres in a southerly direction.

- (c)(i) Amend the resolution passed at its meeting held on 15 May 2008, which reads:

- (f)(lxii) That the stopping of vehicles be prohibited from 7am to 9am Monday to Friday on Colombo Street on the west side commencing at a point 27 metres north of its intersection with Thorrington Road and extending 99 metres in a northerly direction.

(c)(ii) Approve the following:

That the stopping of vehicles be prohibited from 7am to 9am Monday to Friday on Colombo Street on the west side commencing at a point 12 metres north of its intersection with Thorrington Road and extending 114 metres in a northerly direction.

(d) Review the location of the bus stop on Colombo Street near the Thorrington Road intersection as part of the Council's resolution adopted at its meeting held on 15 May 2008, which states: "That staff report to the Council twelve months after the implementation on the effectiveness of the bus priority measures on Colombo Street, with any recommended changes".

On the motion of Councillor Corbett, seconded by Councillor Wells, the report as a whole was then adopted.

18. REPORT OF THE AKAROA/WAIREWA AND LYTTTELTON/MT HERBERT COMMUNITY BOARDS: JOINT MEETING OF 29 JANUARY 2009

Paula Smith, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Broughton, that the Board's report be received.

19. REPORT OF THE AKAROA/WAIREWA COMMUNITY BOARD: MEETING OF 11 FEBRUARY 2009

Stewart Miller, Chairperson, was in attendance earlier in the meeting.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Broughton, that the Board's report be received.

20. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD: MEETING OF 2 MARCH 2009

Dave East, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Corbett, that the Board's report be received.

21. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD: MEETING OF 16 MARCH 2009

Dave East, Chairperson, joined the table for the discussion of this item.

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Corbett, that the Board's report be received.

22. CENTRAL PLAINS WATER TRUST: 2010 STATEMENT OF INTENT - REAPPOINTMENT OF TWO TRUSTEES AND FINANCIAL STATEMENT TO 31 DECEMBER 2008

Councillor Sheriff moved, seconded by Councillor Shearing, that the Council:

- (a) Receive and make no comment on the attached draft 2010 Statement of Intent.
- (b) Receive the Financial Statements for the six months ending 31 December 2008.
- (c) Confirm the appointment of Denis O'Rourke and Claire Williams for a term of three years commencing 1 July 2008.

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Councillor Broughton moved by way of amendment:

That the statement of intent lie on the table so a workshop can be convened to discuss issues in greater depth.

The amendment was seconded by Councillor Withers and when put to the meeting was declared **lost** on division No. 2 by 7 votes to 5, the voting being as follows:

Against (7): Councillors Button, Reid, Shearing, Sheriff, Wall, Wells and the Mayor.

For (5): Councillors Broughton, Buck, Corbett, Johanson and Withers.

The original motions were then put to the meeting on a clause by clause basis.

Clause (a) was declared **carried** on division No. 3 by 7 votes to 5, the voting being as follows:

For (7): Councillors Button, Reid, Shearing, Sheriff, Wall, Wells and the Mayor.

Against (5): Councillors Broughton, Buck, Corbett, Johanson and Withers.

Clause (b) was declared **carried** on division No. 4 by 11 votes to 1, the voting being as follows:

For (11): Councillors Broughton, Buck, Button, Corbett, Reid, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

Against (1): Councillor Johanson.

It was **resolved** on the motion of Councillor Shearing, seconded by Councillor Withers, that part of this item be discussed in public excluded section of the meeting, under Section 7(2)(a) of the Local Government Official Information and Meetings Act 1989 for the protection of privacy of natural persons.

23. NOTICES OF MOTION

Nil.

24. RESOLUTION TO EXCLUDE THE PUBLIC

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

- (a) That the resolution to exclude the public set out on page 171 of the agenda be adopted.
- (b) That the remainder of item 22 be considered in the public excluded section of the meeting, as noted above.

CONFIRMED THIS 23RD DAY OF APRIL 2009

MAYOR