



**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL  
HELD AT 9.30AM ON THURSDAY 28 MAY 2009**

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

**1. APOLOGY**

An apology for absence was received from Councillor Reid.

Councillor Button was granted leave of absence from 6 to 16 July.

It was **resolved** on the motion of the Mayor, seconded by Councillor Withers, that the apologies be accepted.

**3. DEPUTATIONS BY APPOINTMENT**

Cathy Bouma and Laine Barker from the Canterbury Play Centre addressed the Council and clarified that some of the plans contained in the Central City South Sydenham Master Plan includes their land which provides accessway for part of the proposed development, but their land is now not for sale. It was clarified that a variation on the consent would be required if some of the land is no longer for sale that had previously been part of a resource consent application.

**22. CENTRAL CITY SOUTH MASTER PLAN**

This item was taken at this stage of the meeting.

The Mayor moved, seconded by Councillor Corbett:

*That the Council:*

- (a) *Adopt the document entitled the "Central City South Master Plan" as the Council's vision for the area of the central city bounded by Lichfield Street, Colombo Street, Moorhouse Avenue and Madras Street otherwise known as Central City South.*
- (b) *Authorise staff to proceed with the development of Council-owned properties within the Central City South precinct in a manner consistent with the "Central City South Master Plan".*
- (c) *Authorise staff to proceed with the development of the Sydenham Square properties in accordance with the Conditional Options Agreement and the 'Sydenham Plan'.*
- (d) *Adopt the following option dates for the properties affected by the Conditional Optional Agreement:*
  - (i) *Para Rubber site (northern portion) – January 2010*
  - (ii) *Sydenham Square site – December 2010*
  - (iii) *Para Rubber site (southern portion) – December 2011*
  - (iv) *Penny Cycles – January 2012*
  - (v) *Welles Street site – July 2014*
- (e) *Adopt the following indicative timeframe for initiation of development on Council properties not subject to the Conditional Option Agreement:*
  - (i) *Main Civic Office, Annex Building & Crèche site – seek development proposals September 2009*
  - (ii) *Crèche site (if not taken up in 2009) – seek development proposals 2012*
  - (iii) *Tuam Street car park - seek development proposals for various stages from 2014 through 2020*
  - (iv) *Bus Exchange – seek interim use of existing facility by 2014*

- (f) *Delegate authority to the Chief Executive to:*
- (i) *Make decisions on the Council's behalf in respect of the Conditional Options Agreement for the purpose of achieving the development of the Council-owned properties that are subject to the agreement, such development to be in accordance with the 'Central City South Master Plan' and the 'Sydenham Plan'.*
  - (ii) *Commence and manage the processes required to achieve (d) above.*
  - (iii) *Initiate processes such as options agreements, requests for proposals, the creation of covenants, initiation of City Plan changes and other actions deemed necessary to achieve the development of all Council-owned properties situated in the area covered by the 'Central City South Master Plan' and the 'Sydenham Plan,' in accordance with the provisions of those plans.*
- (g) *That the Chief Executive report back to the Council if any of the conditional option dates outlined in (d) above are not adhered to.*

Councillor Williams moved by way of amendment:

*That before making a decision to adopt the 'Central City South Master Plan' it is put out for public consultation, so that the Council can give consideration to the views and preferences of the persons likely to be affected or have an interest in the 'Central City South master Plan', in accordance with section 78 and section 82 of the Local Government Act 2002.*

The amendment was seconded by Councillor Broughton and when put to the meeting was declared **lost** on division No. 1 by 3 votes to 10, the voting being as follows:

**Against (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**For (3):** Councillors Broughton, Johanson and Williams.

The motion was put to the meeting on a clause by clause basis.

Clause (a) was declared **carried** on division No. 2 by 10 votes to 3, the voting being as follows:

**For (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**Against (3):** Councillors Broughton, Johanson and Williams.

Clause (b) was declared **carried** on division No. 3 by 10 votes to 3, the voting being as follows:

**For (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**Against (3):** Councillors Broughton, Johanson and Williams.

Clause (c) was declared **carried** on division No. 4 by 10 votes to 3, the voting being as follows:

**For (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**Against (3):** Councillors Broughton, Johanson and Williams.

Clause (d) was declared **carried** on division No. 5 by 10 votes to 3, the voting being as follows:

**For (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**Against (3):** Councillors Broughton, Johanson and Williams.

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Clause (e) was declared **carried** on division No. 6 by 12 votes to 1, the voting being as follows:

**For (12):** Councillors Broughton, Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Williams, Withers and the Mayor.

**Against (1):** Councillor Johanson.

Clause (f) was declared **carried** on division No. 7 by 10 votes to 3, the voting being as follows:

**For (10):** Councillors Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Withers and the Mayor.

**Against (3):** Councillor Broughton, Johanson and Williams.

Clause (g) was declared **carried** unanimously.

## 2. CONFIRMATION OF MINUTES

### COUNCIL MEETING OF 23.4.2009

It was **resolved** on the motion of Councillor Cox, seconded by Councillor Buck, that the open minutes of the Council meeting held on Thursday 23 April 2009 be confirmed.

### COUNCIL MEETING OF 14.5.2009

It was **resolved** on the motion of Councillor Cox, seconded by Councillor Buck, that the open minutes of the Council meeting held on Thursday 14 May 2009 be confirmed.

## 12. LYTTTELTON HARBOUR WASTEWATER – FUTURE MANAGEMENT

This item was taken at this stage of the meeting.

It was **resolved** unanimously on the motion of Councillor Wall, seconded by Councillor Corbett, that the Council approve the pumping of untreated wastewater from Lyttelton, Governors Bay and Diamond Harbour to the Christchurch Wastewater Treatment Plant as the preferred option for the future management of wastewater in the Lyttelton Harbour basin.

## 4. PRESENTATION OF PETITIONS

Nil.

## 5. APPOINTMENT OF LOCAL CDEM CONTROLLERS AND RECOVERY MANAGERS

It was **resolved** on the motion of Councillor Shearing, seconded by Councillor Wells, that the Council delegate authority to the Chief Executive to appoint:

- (a) A suitably qualified and trained person as Local Controller and at least two such persons as Alternate Local Controllers.
- (b) A Recovery Manager and an alternate.

## 6. APPOINTMENT OF COUNCIL REPRESENTATIVE TO CANTERBURY SPORTS FOUNDATION

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Cox, that the Council approve the appointment of Councillor Mike Wall as its representative on the Canterbury Sports Foundation and record its thanks to Councillor Corbett for his dedication over the past decade of service to the sports organisation.

## 7. POLICY REGISTER REVIEW: RECOMMENDATIONS FOR REMOVAL BY REVOCATION OF SUPERSEDED OR OBSOLETE ITEMS

Councillor Shearing moved:

*That the Council remove by revocation from the Policy Register the 25 items in the list contained in Appendix A of the agenda on page 37.*

	<b>POLICY</b>	<b>ACTION</b>	<b>NOTES/ADVICE FROM GENERAL MANAGER OR SENIOR STAFF</b>
1.	<u>Annual Plan Monitoring</u>	Remove by Revocation	1993. Superseded by subsequent processes.
2.	<u>Art tours - escorted</u>	Remove by Revocation	1994. Obsolete.
3.	<u>Capital and Operating Budgets – Alterations</u>	Remove by Revocation	1999. Superseded by Register of Delegations, July 2008.
4.	<u>Recovered Materials Foundation - Trustee Appointments</u>	Remove by Revocation	2003. Obsolete (and appointments processes superseded by Directors - Policy on Appointment and Remuneration (2007))
5.	<u>Directors - Policy on Appointment and Remuneration - Transwaste Canterbury Ltd</u>	Remove by Revocation	2003. Superseded by Directors - Policy on Appointment and Remuneration (2007)
6.	<u>Dog Duty Stations</u>	Remove by Revocation	2003. Obsolete and no longer applicable.
7.	<u>Emergency Accommodation</u>	Remove by Revocation	1993. Obsolete.
8.	<u>Emergency Housing Grants</u>	Remove by Revocation	1993. Obsolete – superseded by subsequent grants processes, Annual Plans and LTCCP.
9.	<u>Environmental Design - Park Design and Management Plans</u>	Remove by Revocation	1994. Resolution referring to an already adopted policy. Merely confirms that the Council will aim to apply a specific aspect of that policy.
10.	<u>Fencing Replacement where part of property acquired by the Council for roading</u>	Remove by Revocation	1993. Obsolete. Addressed during consent / subdivision process.
11.	<u>Foreign Investment</u>	Remove by Revocation	Obsolete. Undated but likely to have been minuted between 1995-1998 when the MAI was being debated by OECD members (unsuccessful).
12.	<u>Greenwaste Charges</u>	Remove by Revocation	2001. Council minute referring to green waste charges. Dates have now passed and the minute can be considered redundant.
13.	<u>Greenwaste Charges/Waste Minimisation Development Fund</u>	Remove by Revocation	2000. Out of date.
14.	<u>Hillary Commission – Policy on Recreation, Leisure and Sport for the Disabled</u>	Remove by Revocation	1989. Obsolete. Resolution that refers to another policy/organisation that is no longer current.
15.	<u>Hosting Overseas Visitors</u>	Remove by Revocation	1994. Superseded by International Relations Charging Policy 2003.
16.	<u>Noise Levels at Events Held in North Hagley Park</u>	Remove by Revocation	1999. Obsolete. Policy was developed for a specific purpose. Could review in terms of noise standards and more recent case law regarding noise but generally not considered applicable.
17.	<u>Overseas Travel</u>	Remove by Revocation	1991. Superseded by Councillors' Overseas Travel Policy 2008.
18.	<u>Public Transport Policy</u>	Remove by Revocation	1998. Superseded by Christchurch Public Passenger Transport Strategy 2006-2012.
19.	<u>Rates Remission on the Council's Social Housing</u>	Remove by Revocation	2003. Superseded by LTCCP Rating Policies.
20.	<u>Rates Setting and Rates Policies</u>	Remove by Revocation	2004. Superseded by s.23 of the Local Government (Rating) Act 2002 and the LTCCP Rating Policies.
21.	<u>Right Turn Phases at Traffic Signals</u>	Remove by revocation	1998. Obsolete.
22.	<u>Rubbish collection – black bags</u>	Remove by revocation	2003. Obsolete.

	<b>POLICY</b>	<b>ACTION</b>	<b>NOTES/ADVICE FROM GENERAL MANAGER OR SENIOR STAFF</b>
23.	<u>School Patrol Signs</u>	<i>Remove by Revocation</i>	1993. Obsolete.
24.	<u>Separately Rateable Properties</u>	<i>Remove by Revocation</i>	1999. Replaced by s.7 Local Government (Rating) Act 2002 and <u>LTCCP Rating Policies</u> .
25.	<u>Trading Activities - Reporting Requirements for companies in which the Christchurch City Council has majority shareholding</u>	<i>Remove by Revocation</i>	1990. Covered by the formation of CCHL and the Statements of Intent.

The motion was seconded by Councillor Buck and when put to the meeting was declared **carried** on division No. 8 by 11 votes to 2, the voting being as follows:

**For (11):** Councillors Broughton, Buck, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Williams, Withers and the Mayor.

**Against (2):** Councillors Button and Johanson

## 8. CIVIC BUILDING GROUP AMALGAMATION

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Wall, that the Council:

- (a) Approve the amalgamation of Tuam 2 Limited with Civic Building Limited, with Civic Building Limited being nominated as the recipient entity.
- (b) Authorise the General Manager Corporate Services to sign any documents, including special resolutions of shareholders, necessary to give effect to the amalgamation, if required.

## 9. URBAN DESIGN PANEL INTERIM REPORT

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Sheriff, that

- (a) The quorum for the Urban Design Panel be amended to three.
- (b) The wording of the Terms of Reference for the Urban Design Panel Part 4(ii) be amended to read as follows:
  - “(ii) Any Christchurch City Council Capital Project with a value of \$5 million or greater, which is intended for public use, or to which the public have regular access.”
- (c) The following criteria be added to the scope of the Urban Design Panel in Part 4 of the Terms of Reference:
  - ”(iii) Any of the following types of development, in any zone”
    - Hospitals
    - Retirement villages
    - Elderly persons housing (5 or more units per site)”
- (d) The size of the pool of panel members increases from 12 to 18 with the additional panellists nominated from:
  - (i) the New Zealand Institute of Surveyors (2 members),
  - (ii) an additional member from the New Zealand Property Council
  - (iii) a heritage expert nominated by the New Zealand Historic Places Trust
  - (iv) a planner with urban design expertise nominated by the New Zealand Planning Institute (2 members).

**10. RICCARTON BUSH TRUST REPORT FOR THE 6 MONTHS TO DECEMBER 2008**

It was **resolved** on the motion of Councillor Shearing, seconded by Councillor Wells, that the Council receive the report.

**11. HEARING PANEL REPORT ON THE PROPOSED ALCOHOL RESTRICTIONS IN PUBLIC PLACES BYLAW 2009**

Councillor Wells moved:

- (a) *That the Council adopt the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2009 as amended.*
- (b) *That the Council give public notice as soon as practicable, that the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2009 has been adopted by Council, that it comes into effect on 1 July 2009, and that copies of the Bylaw will be made available.*
- (c) *That the Council send copies of the Bylaw and this report to those people or organisations that made submissions.*
- (d) *That further work be undertaken to investigate the possibility of an Alcohol Ban Area in the public places around the University of Canterbury in Ilam, in conjunction with the Liquor Control Bylaw and Alcohol Policy Subcommittee, and that the Subcommittee be authorised to form any appropriate working parties to give effect to this resolution.*
- (e) *That communications and signage information about the implementation of the new Bylaw be reported to the Liquor Control Bylaw and Alcohol Policy Subcommittee prior to the new Bylaw coming into force.*
- (f) *That information be compiled for the Liquor Control Bylaw and Alcohol Policy Subcommittee to give a summary of initiatives the Council is involved in to combat alcohol-related harm in Christchurch.*
- (g) *That an approach be made to Central Government to seek the enabling of the infringements regime in the Local Government Act 2002 to empower the Police to issue instant fines for breaches of the new Bylaw.*
- (h) *That any matters raised in submissions that referred to the conduct of specific licensed premises be referred to the Council's District Licensing Agency.*

The motion was seconded by Councillor Withers and clause (a) was put to the meeting separately

Clause (a) was declared **carried** on division No. 9 by 12 votes to 1, the voting being as follows:

**For (12):** Councillors Broughton, Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Williams, Withers and the Mayor.

**Against (1):** Councillor Johanson

Clauses (b) to (h) were declared **carried**.

**13. REPORT OF THE REGULATORY AND PLANNING COMMITTEE:  
MEETING OF 5 MAY 2009**

It was **resolved** on the motion of The Mayor, seconded by Councillor Withers, that the report as a whole be adopted.

Councillor Wells gave an oral report on recent meetings of the Submissions Panel

**21. GRANTS FUNDING WORKING PARTY TERMS OF REFERENCE**

This item was taken at this stage of the meeting.

Councillor Button moved:

*That the Council adopt the terms of reference for the Grants Funding Working Party as detailed below:*

*Reporting: The working party to report to the Council as decisions are required.*

*Tenure: The working party to continue as long as required to complete its work*

*Scope:*

- *Review criteria for both metropolitan and local, Strengthening Communities, Small Grants and Discretionary funds.*
- *Review grants criteria to better identify where support is more properly the responsibility of other agencies.*
- *Investigate options for reducing duplication between, and increasing efficiencies within, community organisations who apply for grants.*
- *Review funding allocations across all rates-funded grants in line with whatever decisions are made by the Council on 30 June 2009 following the Special Consultative Procedure on Grants Funding.*

The motion was seconded by Councillor Wall and when put to the meeting was declared **carried** on division No. 10 by 12 votes to 1, the voting being as follows:

**For (12):** Councillors Broughton, Buck, Button, Corbett, Cox, Shearing, Sheriff, Wall, Wells, Williams, Withers and the Mayor.

**Against (1):** Councillor Johanson

It was **resolved** on the motion of the Mayor, seconded by Councillor Withers, that Councillors Broughton and Johanson be added to the existing members of the working party.

**14. NOTICES OF MOTION**

Nil.

**15. RESOLUTION TO EXCLUDE THE PUBLIC**

At 12.21pm it was **resolved** on the motion of the Mayor, seconded by Councillor Withers:

- (a) That the resolution to exclude the public set out on page 183 of the agenda be adopted.
- (b) That Mr David Sheppard be permitted to remain in the meeting for clause 17 because of his specialist knowledge.

**CONFIRMED THIS 25TH DAY OF JUNE 2009**

**MAYOR**