

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.39AM ON THURSDAY 2 DECEMBER 2010**

PRESENT: Councillors Ngaire Button (Deputy Mayor), Helen Broughton, Sally Buck, Tim Carter, Jimmy Chen, Barry Corbett, Aaron Keown, Glenn Livingstone, Yani Johanson, Claudia Reid, Sue Wells and Chrissie Williams.

1. APOLOGIES

Apologies for absence were received from the Mayor and Councillor Jamie Gough.

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

3. DEPUTATIONS BY APPOINTMENT

3.1 Mr John Hardie and Alan Bruce on behalf of the owners of 13 The Spur Mr De Lorenzo and Ms Wilson addressed the meeting in relation to item 15.1, 13 the Spur – Licence to Occupy Legal Road.

3.2 Merryn Dunmill and Mike Inder addressed the meeting in relation to item 15.1 13 The Spur – Licence to Occupy Legal Road.

3.3 Chris Mene Chairperson Shirley/Papanui Community Board and Linda Stewart Chairperson Burwood/Pegasus Community Board in respect of items 22.6.4 and item 7.7 in relation to updated traffic modelling on the Marshland/New Brighton/Shirley/North Parade intersection.

**15. REPORT OF A MEETING OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 7 OCTOBER 2010**

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

These items were taken at this stage of the meeting.

1. 13 THE SPUR – LICENCE TO OCCUPY LEGAL ROAD – PARTS ONE AND TWO

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett that item 38 be considered in the open part of the meeting together with item 15.

Councillor Johanson moved:

That the Deed of Licence for Occupation of Legal Road – Structures Cable Car Station at 13 The Spur, be cancelled and the applicant be invited to reapply.

The motion was seconded by Councillor Carter.

Councillor Wells moved by way of amendment:

That if the Board recommendation is carried any application be determined by the Council with recommendations from the Community Board.

The amendment was seconded by Councillor Buck and on being put to the meeting was declared **carried** on electronic vote No. 1 by 8 votes to 4, the voting being as follows:

For (8): Councillors Broughton, Buck, Chen, Corbett, Livingstone, Reid, Wells and Williams.

Against (4): Councillors Button, Carter, Keown and Johanson.

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Councillor Keown moved by way of amendment:

That if the Board recommendation is carried that the Council enter into negotiation with both parties regarding any costs incurred to date as a result of the decisions made so far.

The amendment was seconded by Councillor Buck and on being put to the meeting was declared **lost** on electronic vote No. 2 by 1 vote to 11, the voting being as follows:

For (1): Councillor Keown.

Against (11): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Johanson, Livingstone, Reid, Wells and Williams.

When put to the meeting the original motion was declared **carried** unanimously on electronic vote No. 3 by 12 votes to nil, the voting being as follows:

For (12): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Keown, Johanson, Livingstone, Reid, Wells and Williams.

The amendment was then put as part of the substantive motion and when put to the meeting was declared **carried** on electronic vote No. 4 by 8 votes to 4, the voting being as follows:

For (8): Councillors Broughton, Buck, Chen, Corbett, Livingstone, Reid, Wells and Williams.

Against (4): Councillors Button, Carter Keown and Johanson.

The adopted resolution is as follows:

That the Deed of Licence for Occupation of Legal Road – Structures Cable Car Station at 13 The Spur, be cancelled and the applicant be invited to reapply.

That any application be determined by the Council with recommendations from the Community Board.

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

2. CONFIRMATION OF MINUTES

COUNCIL MEETING OF 4 NOVEMBER 2010

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Reid, that the open minutes of the Council meeting held on Thursday 4 November 2010 be confirmed.

COUNCIL MEETING OF 11 NOVEMBER 2010

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Reid, that the open minutes of the Council meeting held on Thursday 11 November 2010 be confirmed.

COUNCIL MEETING OF 18 NOVEMBER 2010

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Reid, that the open minutes of the Council meeting held on Thursday 18 November 2010 be confirmed.

4. PRESENTATION OF PETITIONS

Nil.

**5. REPORT OF A MEETING OF THE AKAROA/WAIREWA COMMUNITY BOARD:
MEETING OF 11 AUGUST 2010**

Pam Richardson, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Carter, that the report be received.

**6. REPORT OF A MEETING OF THE AKAROA/WAIREWA COMMUNITY BOARD:
MEETING OF 22 SEPTEMBER 2010**

Pam Richardson, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Carter, that the report be received.

**7. REPORT OF A MEETING OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 30 AUGUST 2010**

Linda Stewart, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Livingstone, that the report be received.

**8. REPORT OF A MEETING OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 27 SEPTEMBER 2010**

Linda Stewart, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Livingstone, that the report be received.

**9. REPORT OF A MEETING OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 4 OCTOBER 2010**

Linda Stewart, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Livingstone, that the report be received.

**10. REPORT OF A MEETING OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 1 NOVEMBER 2010**

Linda Stewart, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Livingstone, that the report be received.

**11. REPORT OF A MEETING OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 1 SEPTEMBER 2010**

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

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Williams, that the report be received.

**12. REPORT OF A MEETING OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 28 SEPTEMBER 2010**

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

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Williams, that the report be received.

**13. REPORT OF A MEETING OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 1 SEPTEMBER 2010**

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

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Carter, that the report be received.

**14. REPORT OF A MEETING OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 22 SEPTEMBER 2010**

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

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Carter, that the report be received.

**16. REPORT OF A MEETING OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 3 NOVEMBER 2010**

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

It was **resolved** on the motion of Councillor Johanson, seconded by Councillor Carter, that the report be received.

**17. REPORT OF A MEETING OF THE LYTTTELTON/MT HERBERT COMMUNITY BOARD:
MEETING OF 17 AUGUST 2010**

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

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the report be received subject to noting that the reference to item 17.2 that the report lie on the table should refer to item 18.1.

**18. REPORT OF A MEETING OF THE LYTTTELTON/MT HERBERT COMMUNITY BOARD:
MEETING OF 28 SEPTEMBER 2010**

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

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Corbett, that the report be received subject to the note referred to item in 17.

**19. REPORT OF A MEETING OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 31 AUGUST 2010**

Mike Mora, Chairperson, joined the table for discussion of this item.

**9. COMMUNITY BOARD ADVISER'S UPDATE - TEMPORARY ALCOHOL BAN IN ILAM/
RICCARTON DURING UNIVERSITY OF CANTERBURY ORIENTATION 2011**

Councillor Keown moved:

That the Council initiate a process to consider introducing a temporary alcohol ban for the University of Canterbury Orientation period in the public areas around the campus.

The motion was seconded by Councillor Chen and when put to the meeting was declared **carried** unanimously on electronic vote No. 5 by 12 votes to nil, the voting being as follows:

For (12): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Keown, Johanson, Livingstone, Reid, Wells and Williams.

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

**20. REPORT OF A MEETING OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 29 SEPTEMBER 2010**

Mike Mora, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Chen, seconded by Councillor Broughton, that the report be received.

**21. REPORT OF A MEETING OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 2 NOVEMBER 2010**

Mike Mora, Chairperson, joined the table for discussion of this item.

It was **resolved** on the motion of Councillor Chen, seconded by Councillor Broughton, that the report be received.

**22. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 1 SEPTEMBER 2010**

Chris Mene, Chairperson, put in an apology.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Button, that the report be received.

**23. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 1 SEPTEMBER 2010**

Chris Mene, Chairperson, put in an apology.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Button, that the report be received.

**24. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 29 SEPTEMBER 2010**

Chris Mene, Chairperson, put in an apology.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Button, that the report be received.

**25. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 29 OCTOBER 2010**

Chris Mene, Chairperson, put in an apology.

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Button, that the report be received.

**26. REPORT OF A MEETING OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 1 SEPTEMBER 2010**

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

**27. REPORT OF A MEETING OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 28 SEPTEMBER 2010**

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

1. NOTICE OF MOTION

Councillor Keown moved:

That the Council adopt the Notice of Motion that it improve the amount and quality of information provided in Land Information Memoranda (LIM).

The motion was seconded by Councillor Johanson.

Councillor Wells moved by way of amendment that the Council receive Mr Mitchell's advice and forward it to the Community Board for information.

The amendment was seconded by Councillor Corbett and when put to the meeting was declared **carried** on electronic vote No. 6 by 8 votes to 4, the voting being as follows:

For (8): Councillors Broughton, Buck, Button, Carter, Corbett, Reid, Wells and Williams.

Against (4): Councillors Chen, Keown, Livingstone and Johanson.

The carried amendment was then put to the meeting as the substantive motion and was declared **carried** on electronic vote No. 7 by 11 votes to 1, the voting being as follows:

For (11): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Johanson, Livingstone, Reid, Wells and Williams.

Against (1): Councillor Keown.

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

**28. REPORT OF A MEETING OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 2 NOVEMBER 2010**

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

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the report be received.

**29. HERITAGE GRANT APPROVAL – NEW REGENT STREET AND LONGFELLOW STREET,
CHRISTCHURCH**

It was **resolved** on the motion of Councillor Keown, seconded by Councillor Broughton, that the Council approve the following Heritage Incentive Grants subject to the conditions noted for each property:

3 New Regent Street

- (a) A Heritage Incentive Grant of up to \$2,961 for conservation and maintenance work for the protected heritage building at 3 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

5 New Regent Street

- (a) A Heritage Incentive Grant of up to \$5,763 for conservation and maintenance work for the protected heritage building at 5 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant on all three of the property titles with the signed covenant having the Council seal affixed prior to registration against the property title.

7 and 9 New Regent Street

- (a) A Heritage Incentive Grant of up to \$7,156 for conservation and maintenance work for the protected heritage building at 7 and 9 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant on all three of the property titles with the signed covenant having the Council seal affixed prior to registration against the property title.

10 New Regent Street

- (a) A Heritage Incentive Grant of up to \$6,292 for conservation and maintenance work for the protected heritage building at 10 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant with the signed covenant having the Council seal affixed prior to registration against the property title.

12 New Regent Street

- (a) A Heritage Incentive Grant of up to \$3,633 for conservation and maintenance work for the protected heritage building at 12 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

13 New Regent Street

- (a) A Heritage Incentive Grant of up to \$3,905 for conservation and maintenance work for the protected heritage building at 13 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

16-22 New Regent Street

- (a) A Heritage Incentive Grant of up to \$25,572 for conservation and maintenance work for the protected heritage buildings at 16 to 22 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant on all three of the property titles with the signed covenant having the Council seal affixed prior to registration against the property title.

24 New Regent Street

- (a) A Heritage Incentive Grant of up to \$5,476 for conservation and maintenance work for the protected heritage building at 24 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion;
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant with the signed covenant having the Council seal affixed prior to registration against the property title.

25 New Regent Street

- (a) A Heritage Incentive Grant of up to \$4,128 for conservation and maintenance work for the protected heritage building at 25 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

28 New Regent Street

- (a) A Heritage Incentive Grant of up to \$3,617 for conservation and maintenance work for the protected heritage building at 28 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.

30 New Regent Street

- (a) A Heritage Incentive Grant of up to \$6,586 for conservation and maintenance work for the protected heritage building at 30 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion.
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant with the signed covenant having the Council seal affixed prior to registration against the property title.

35-37 New Regent Street

- (a) A Heritage Incentive Grant of up to \$7,705 for conservation and maintenance work for the protected heritage buildings at 35 and 37 New Regent Street subject to compliance with the agreed scope of works and certification of the works upon completion;
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant on all three of the property titles with the signed covenant having the Council seal affixed prior to registration against the property title.

153 Gloucester (Corner of New Regent St)

- (a) A Heritage Incentive Grant of up to \$14,235 for conservation and maintenance work for the protected heritage building at 153 Gloucester Street subject to compliance with the agreed scope of works and certification of the works upon completion.
- (b) That payment of this grant is subject to the applicants entering a 10 year Limited Conservation Covenant with the signed covenant having the Council seal affixed prior to registration against the property title.

52 Longfellow Street

- (a) A Heritage Incentive Grant of up to \$4,627 for conservation and maintenance work for the protected heritage building at 52 Longfellow Street subject to compliance with the agreed scope of works and certification of the works upon completion.

30. TEMPORARY ALCOHOL BAN OKAINS BAY – NEW YEARS EVE 2010/11

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

- (a) That having considered the matters in clause 5(2) of the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2009, the Council declares, for the Okains Bay area (being the area shown on Attachment 1 to the agenda) a Temporary Alcohol Ban from 5pm on 31 December 2010 until 7am on 1 January 2011.

- (b) That clause 8(1) of the Christchurch City Council Alcohol Restrictions in Public Places Bylaw 2009 applies to the Temporary Alcohol Ban described above.
- (c) That Public Notice be given in The Press and the community newspaper circulated in the Banks Peninsula Ward and signs be provided in the public places covered by the alcohol ban.

31. EARLY PROCESSING AND ORDERING OF CANDIDATES' NAMES ON VOTING DOCUMENTS: ELECTION OF ONE AKAROA MEMBER OF THE AKAROA/WAIREWA COMMUNITY BOARD

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

- (a) That the returned voting documents for the election to be held on Thursday 10 February 2010, to elect one Akaroa member of the Akaroa/Wairewa Community Board, be processed during the voting period; such early processing to be undertaken in accordance with section 79 of the Local Electoral Act 2001; the Local Electoral Regulations 2001 and the Society of Local Government Managers' Code of Good Practice for the Management of Local Authority Elections and Polls.
- (b) That the names of the candidates be arranged in random order.

32. APPOINTMENT OF REPRESENTATIVES TO LOCAL GOVERNMENT NEW ZEALAND ZONE 5

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Johanson, that the Council appoint Councillors Buck, Chen, Gough, Livingstone and Johanson to represent Christchurch City Council at Local Government New Zealand Zone 5.

33. DRAFT REGIONAL POLICY STATEMENT – COUNCIL REVIEW COMMENTS

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Wells, that the Council provides the review comments on the draft RPS, as set out in Attachment 2 of the report in the agenda, to Environment Canterbury subject to a number of amendments.

34. ADOPTION OF DATE OF NEXT ORDINARY MEETING

It was **resolved** on the motion of Councillor Williams, seconded by Councillor Wells, that the next ordinary meeting of the Council be held on Tuesday 7 December 2010 at 9.30am.

40. RESOLUTION TO BE PASSED - SUPPLEMENTARY REPORT

It was **resolved** on the motion of Councillor Williams and seconded by Councillor Reid, that the report on City Centre Promotion be received and considered at the meeting of the Council on 2 December 2010.

41. CITY CENTRE PROMOTION

Councillor Keown, moved, seconded by Councillor Wells, that the Council:

- (a) Increase the Council's marketing budget by up to \$100,000 to match the Government's contribution for the purpose of promoting the central city to attract customers back into the shopping area over the December to February period.
- (b) That it be noted that this funding is unbudgeted.
- (c) That the Council request the agencies that will deliver the promotional and marketing activities funded by the Council and the Government contributions to match those contributions dollar for dollar.

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Councillor Williams moved by way of amendment:

That (a) includes the words "promoting the central city within the Four Avenues".

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **carried** on electronic vote No. 8 by 7 votes to 5, the voting being as follows:

For (7): Councillors Broughton, Buck, Carter, Chen, Corbett, Livingstone and Williams.

Against (5): Councillors Button, Johanson, Keown, Reid and Wells.

The carried amendment was then put to the meeting as part of the substantive and declared **carried** unanimously on electronic vote No. 9 by 12 votes to nil, the voting being as follows:

For (12): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Keown, Johanson, Livingstone, Reid, Wells and Williams.

35. NOTICES OF MOTION

Nil.

39. REPORT OF A MEETING OF THE SHIRLEY/PAPANUI COMMUNITY BOARD: MEETING OF 1 SEPTEMBER 2010

Chris Mene, Chairperson, put in an apology.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Johanson that item 39 come out of public excluded and be dealt with in open meeting.

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Carter, that the report be received.

36. RESOLUTION TO EXCLUDE THE PUBLIC

At 3.31pm it was **resolved** on the motion of Councillor Williams, seconded by Councillor Broughton, that the resolution to exclude the public set out on page 277 of the agenda be adopted for item 37 only.

The meeting concluded at 3.35pm.

CONFIRMED THIS 16TH DAY OF DECEMBER 2010

MAYOR