



**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 29 AND FRIDAY 30 JUNE 2011**

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

1. APOLOGIES

Apologies for absence were received from Councillors Gough and Williams.

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

2. DEPUTATIONS BY APPOINTMENT

Nil.

3. PRESENTATION OF PETITIONS

Nil.

4. COMMUNITY BOARD CHAIRS FEEDBACK ON THE 2011/12 ANNUAL PLAN

4.1 Hagley/Ferrymead Community Board – Bob Todd (Chairperson) and Islay MacLeod (Deputy Chairperson).

4.2 Shirley/Papanui Community Board – Chris Mene (Chairperson).

ADJOURNMENT OF MEETING

The Council decided to adjourn the meeting at 10am to receive a briefing.

The meeting resumed at 1pm.

4. COMMUNITY BOARD CHAIRS FEEDBACK ON THE 2011/12 ANNUAL PLAN (CONT'D)

4.3 Lyttleton/Mt Herbert Community Board – Paula Smith (Chairperson) and Jeremy Agar presented the feedback on behalf of the Board.

4.4 Akaroa/Wairewa Community Board – Pam Richardson (Chairperson) and Stewart Miller presented the feedback on behalf of the Board.

4.5 Riccarton/Wigram Community Board – Mike Mora (Chairperson) and Judy Kirk presented the feedback on behalf of the Board.

4.6 Fendalton/Waimairi Community Board – Val Carter (Chairperson) presented the feedback on behalf of the Board.

4.7 Burwood/Pegasus Community Board – Linda Stewart (Chairperson) presented the feedback on behalf of the Board.

4.8 Spreydon/Heathcote Community Board – Karolin Potter presented the feedback on behalf of the Board.

8. RECOMMENDED ANNUAL PLAN 2011/12

This item was taken at this stage of the meeting.

SUSPENSION OF STANDING ORDERS

Pursuant to Standing Order 2.1.3, it was resolved on the motion of the Mayor, seconded by Councillor Button, to temporarily suspend those Standing Orders relating to debate, discussion and order of agenda items for the purpose of allowing across the table discussion of the 2011/12 Annual Plan.

The Mayor moved, seconded by Councillor Button, that the Council:

- (a) *Adopts the 2011/12 Annual Plan consisting of the draft 2011/12 Annual Plan and any changes adopted by further Council resolution.*
- (b) *Sets the rates for the financial year commencing on 1 July 2011 and ending on 30 June 2012 as set out in Appendix 8 as amended.*
- (c) *Adopts the fees and charges set out in Appendix 4 as amended.*
- (d) *Authorises the General Manager Corporate Services and the Corporate Finance Manager (jointly) to borrow in accordance with the liability management policy to enable the Council to meet its funding requirements as set out in the 2011/12 Annual Plan.*
- (e) *Authorises the General Manager Corporate Services to make any necessary amendments required to ensure that the published 2011/12 Annual Plan is in accordance with the Council's resolutions of 29-30 June 2011.*
- (f) *Delegates to the GM City Environment and GM Corporate Services the authority to set the fees for off-street Council owned or operated parking "at ground" areas at between \$0 to \$25 per day or part thereof.*
- (g) *Agrees to extend its existing rates remissions policy as a result of earthquake damage for all residential properties, and business properties within the central city cordon to provide:*
 - *40 per cent rates remission for residential and non-rateable properties that are unable to be occupied, and*
 - *30 per cent rates remissions for business properties located within the central city cordon as at 1 July 2011 and for the period they remain within the cordon.*
- (h) *Agrees to fund its operating deficits for the years 2011/12 to 2013/14 of \$73.8 million as a result of the earthquakes through borrowing to be repaid by way of an additional special earthquake charge of 1.76 per cent for five years.*
- (i) *Agrees to borrow to cover its share of the earthquake recovery costs, including the infrastructure rebuild programme, and repay the debt and interest costs through reducing its capital renewals programme*
- (j) *Agrees to fund any interventions it resolves on as part of the Central City Plan through increased borrowing in accordance with its Liability Management Policy.*
- (k) *Agrees to the conversion of up to \$45 million of debt owed to the Council under its cash advance facility with Vbase Ltd to equity by subscribing and paying for up to 45 million shares in Vbase at \$1 per share.*
- (l) *Authorises the General Manager to approve and sign all documentation required to complete the transaction referred to in (k) above.*
- (m) *Grant a further exemption under section 7 of the Local Government Act 2002 to each of the companies named in the schedule below, whilst they continue to be non-trading entities.*
 - *CCHL 2 Ltd*

- CCHL 3 Ltd
- CCHL 4 Ltd
- CCHL 5 Ltd
- CCHL 6 Ltd
- CCHL 7 Ltd
- CIAL Holdings Number 1 Ltd
- CIAL Holdings Number 2 Ltd
- CIAL Holdings Number 3 Ltd
- CIAL Holdings Number 4 Ltd
- CIAL Holdings Number 5 Ltd
- AMI Stadium Ltd
- Ellerslie International Flower Show Ltd
- CCC One Ltd

Amendments proposed under recommendation (c):

Councillor Reid moved by way of amendment:

That the Fees and Charges – Slipway Fees per day remain at remain at \$5 and the non-ratepayer per annum private user fee increase to \$120.

The amendment was seconded by Councillor Corbett and when put to the meeting was declared **carried**.

Councillor Keown moved by way of amendment:

That the first two hours parking at the hospital be free of charge.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **lost** on division No. 1 by 2 votes to 10, the voting being as follows:

For (2): Councillors Johanson and Keown.

Against (10): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Livingstone, Reid, Wells and the Mayor.

It was to be noted in the minutes that for some of these amendments no costs were provided by the Councillor proposing.

Councillor Broughton moved by way of amendment:

That Rolleston Avenue Car Park Pay and Display charge, on street, 1 hour, 2 hour and 3 hour meters, on street coupon parking, remain at \$3 per hour.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **lost** on division No. 2 by 3 votes to 9, the voting being as follows:

For (3): Councillors Broughton, Johanson and Keown.

Against (9): Councillors Buck, Button, Carter, Chen, Corbett, Livingstone, Reid, Wells and the Mayor.

Councillor Chen moved by way of amendment:

That Pool Concession Child x50 charge be raised from \$100 to \$110.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **lost**.

Councillor Keown moved by way of amendment:

That all fees and charges for commercial filming in parks/public areas be removed.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **tied** at 6 votes apiece (the status quo remains), on division No. 3, the voting being as follows:

For (6): Councillors Buck, Carter, Corbett, Johanson, Keown and Reid.

Against (6): Councillors Broughton, Button, Chen, Livingstone, Wells and the Mayor.

Amendments to (g):

Councillor Carter moved by way of amendment:

Add the words "*as a result of earthquakes*" after the word policy in line one.

Add the new following third bullet point:

- *That 30 per cent rates remission for businesses outside the Central City Cordon for the period that the buildings are unable to be occupied due to the dangerous adjacent buildings.*

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **carried** on division No. 4 by 8 votes to 3 with 1 abstention, the voting being as follows:

For (8): Councillors Button, Carter, Chen, Corbett, Johanson, Keown, Livingstone and the Mayor.

Against (3): Councillors Buck, Reid, and Wells.

Abstain (1): Councillor Broughton.

Councillor Keown left the meeting at 3.30 pm.

Councillor Livingstone moved by way of amendment:

And... 'as targeted rateable services are disconnected in Red Zone areas, the rates remission increases accordingly'

Those services being:

1. *Water Supply – Connected*
2. *Water Supply – Unconnected*
3. *Land Damage*
4. *Sewerage*

The amendment was seconded by Councillor Johanson but was subsequently withdrawn.

Amendment to clause (h):

Councillor Broughton moved by way of amendment:

That Council's preferred option is to fund its operating deficits for the years 2011/12 to 2013/14 of 73.8 million as a result of earthquakes, is through an additional special earthquake levy of \$106 per separately used or inhabitable parts of a rating unit for five years.

The amendment was seconded by seconded by Councillor Buck and when put to the meeting was declared **lost** on division No. 5 by 2 votes to 9, the voting being as follows:

For (2): Councillors Broughton and Buck.

Against (9): Councillors Button, Carter, Chen, Corbett, Johanson, Livingstone, Reid, Wells and the Mayor.

The meeting adjourned 3.46pm until Thursday 30 June 2011.

The meeting resumed at 9.34am – Councillor Gough was present.

Amendments to clause (a):

Councillor Reid moved by way of amendment:

That the Council approve a grant of \$100,000 to the Gap Filler Charitable Trust to deliver a minimum of eight Gap Filler and Greening the Rubble projects to take place throughout the year and that this be funded from the unallocated 2010/11 and 2011/12 Community portion for Civic and Community Projects of the Capital Endowment Fund.

The amendment was seconded by Councillor Carter and when put to the meeting was declared **carried**.

Councillor Reid moved by way of amendment:

That the Council request a report from staff about scoping the Lyttelton Head to head walkway as a major metropolitan recreational project.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **carried**.

Councillor Reid moved by way of amendment:

That the Council request staff to investigate a reinstatement plan for Lyttelton's earthquake damaged red-rock walls.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **carried**.

Councillor Reid moved by way of amendment:

That the Council request to advise on how the need for temporary community meeting places can best be met following recent earthquakes.

The amendment was seconded by Councillor Johanson and when put to the meeting was declared **carried**.

Councillor Johanson moved by way of amendment:

That Council staff report back on the progress of the Little River Rail cycle trail and what funding is required to complete it.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **carried**.

Councillor Johanson moved by way of amendment:

That the Council staff report back with a review of the Aquatic Facilities Strategy.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **carried**.

Councillor Johanson moved by way of amendment:

That the Council conducts a Civil Defence debrief with each of the Community Boards and the Council receives a report back on the resources required to extend the community resilience and preparedness pilot project to coastal and river suburbs.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **carried**.

Councillor Johanson moved by way of amendment:

That staff report back on the Ilam Road Safety project and possible funding in 2011/12 year.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **lost** on division No. 6 by 4 votes to 8 with 1 abstention, the voting being as follows:

For (4): Councillors Broughton, Chen, Johanson and Livingstone.

Against (8): Councillors Buck, Button, Carter, Corbett, Gough, Reid, Wells and the Mayor.

Abstain (1): Councillor Keown.

Councillor Johanson moved by way of amendment:

(a) *Retain the Long Term Plan 2011/12 budget figure of \$574,000 in the cycleways improvements programme.*

(b) *Increase the target for active transport as a percentage of total trips in appendix 5(a) in the annual plan to 3 per cent.*

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **lost** on division No. 7 by 2 votes to 11, the voting being as follows:

For (2): Councillors Johanson and Livingstone.

Against (11): Councillors Buck, Button, Carter, Chen, Corbett, Gough, Keown, Reid, Wells and the Mayor.

Councillor Johanson moved by way of amendment:

That the Council provide 100 per cent rates remission for residential and non-rateable properties that are unable to be occupied.

The amendment was seconded by Councillor Livingstone but was withdrawn.

Councillor Johanson moved by way of amendment:

That the Council retain the Long Term Plan 2011/12 budget figure for new footpaths.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **lost**.

Councillor Johanson moved by way of amendment:

That the targets for the Strengthening Communities levels of service in Appendix 7(a) read:

Facilitation of 110 community support meetings.

15,600 hours available to facilitate engagement projects and community support initiatives at the Metropolitan and Local levels.

The amendment was seconded by Councillor Livingstone and when put to the meeting was declared **carried**.

Councillor Johanson moved by way of amendment:

That the Central City Plan consultants budget be reduced by \$1,000,000.

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

For (2): Councillors Johanson and Livingstone.

Against (11): Councillors Buck, Button, Carter, Chen, Corbett, Gough, Keown, Reid, Wells and the Mayor.

Councillor Chen moved by way of amendment:

That project 48 Wigram Playground be partially constructed to a cost of \$45,000 in the Annual Plan. This being funded by the deferral of part project 59 Halswell Quarry Neighbourhood Parks \$45,000.

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

The motions clauses (a) to (m) as amended were then put to the meeting separately:

Clauses (a), (b), (d) to (g) and (i) (j) (l) and (m) as amended when put to the meeting were declared **carried** on division No. 9 by 12 votes to 1, the voting being as follows:

For (12): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Gough, Johanson, Livingstone, Reid, Wells and the Mayor.

Against (1): Councillor Keown.

Clause (c) when put to the meeting was declared **carried** on division No. 10 by 11 votes to 2, the voting being as follows:

For (11): Councillors Broughton, Buck, Button, Carter, Chen, Corbett, Gough, Livingstone, Reid, Wells and the Mayor.

Against (2): Councillors Johanson and Keown.

Clause (h) when put to the meeting was declared **carried** on division No. 11 by 10 votes to 3, the voting being as follows:

For (10): Councillors Buck, Button, Carter, Chen, Corbett, Joahanson, Livingstone, Reid, Wells and the Mayor.

Against (3): Councillors Broughton, Gough and Keown.

Clause (k) when put to the meeting was declared carried. Councillor Gough did not vote on this clause.

The amended motions **resolved** above are as follows:

That the Council:

- (a) Adopts the 2011/12 Annual Plan consisting of the draft 2011/12 Annual Plan and any changes adopted by further Council resolution including:
 - (i) Approve a grant of \$100,000 to the Gap Filler Charitable Trust to deliver a minimum of eight Gap Filler and Greening the Rubble projects to take place throughout the year and that this be funded from the unallocated 2010/11 and 2011/12 Community portion for Civic and Community Projects of the Capital Endowment Fund.
 - (ii) Request a report from staff about scoping the Lyttelton Head to head walkway as a major metropolitan recreational project.
 - (iii) Request staff to investigate a reinstatement plan for Lyttelton's earthquake damaged red-rock walls.
 - (iv) Request to advise on how the need for temporary community meeting places can best be met following recent earthquakes.
 - (v) Staff report back on the progress of the Little River Rail cycle trail and what funding is required to complete it.
 - (vi) Staff report back with a review of the Aquatic Facilities Strategy.

- (vii) Conducts a Civil Defence debrief with each of the Community Boards and the Council receives a report back on the resources required to extend the community resilience and preparedness pilot project to coastal and river suburbs.
- (viii) That the targets for the Strengthening Communities levels of service in Appendix 7(a) read:
- “Facilitation of 110 community support meetings.
- 15,600 hours available to facilitate engagement projects and community support initiatives at the Metropolitan and Local levels.”
- (b) Sets the rates for the financial year commencing on 1 July 2011 and ending on 30 June 2012 as set out in Appendix 8 as amended.
- (c) Adopts the fees and charges set out in Appendix 4 as amended.
- (d) Authorises the General Manager Corporate Services and the Corporate Finance Manager (jointly) to borrow in accordance with the liability management policy to enable the Council to meet its funding requirements as set out in the 2011/12 Annual Plan.
- (e) Authorises the General Manager Corporate Services to make any necessary amendments required to ensure that the published 2011/12 Annual Plan is in accordance with the Council's resolutions of 29-30 June 2011.
- (f) Delegates to the GM City Environment and GM Corporate Services the authority to set the fees for off-street Council owned or operated parking “at ground” areas at between \$0 to \$25 per day or part thereof.
- (g) Agrees to extend its existing rates remissions policy as a result of earthquake damage for all residential properties, and business properties within the central city cordon to provide:
- 40 per cent rates remission for residential and non-rateable properties that are unable to be occupied,
 - 30 per cent rates remissions for business properties located within the central city cordon as at 1 July 2011 and for the period they remain within the cordon, and
 - That 30 per cent rates remission for businesses outside the Central City Cordon for the period that the buildings are unable to be occupied due to the dangerous adjacent buildings.
- (h) Agrees to fund its operating deficits for the years 2011/12 to 2013/14 of \$73.8 million as a result of the earthquakes through borrowing to be repaid by way of an additional special earthquake charge of 1.76 per cent for five years.
- (i) Agrees to borrow to cover its share of the earthquake recovery costs, including the infrastructure rebuild programme, and repay the debt and interest costs through reducing its capital renewals programme
- (j) Agrees to fund any interventions it resolves on as part of the Central City Plan through increased borrowing in accordance with its Liability Management Policy.
- (k) Agrees to the conversion of up to \$45 million of debt owed to the Council under its cash advance facility with Vbase Ltd to equity by subscribing and paying for up to 45 million shares in Vbase at \$1 per share.
- (l) Authorises the General Manager to approve and sign all documentation required to complete the transaction referred to in (k) above.
- (m) Grant a further exemption under section 7 of the Local Government Act 2002 to each of the companies named in the schedule below, whilst they continue to be non-trading entities.

- CCHL 2 Ltd
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- CIAL Holdings Number 4 Ltd
- CIAL Holdings Number 5 Ltd
- AMI Stadium Ltd
- Ellerslie International Flower Show Ltd
- CCC One Ltd

Councillor Keown retired at 12.30 pm.

The meeting adjourned at 12.30 pm and resumed at 1.03 pm.

It was resolved on the motion of the Mayor, seconded by Councillor Livingstone that Standing Orders be resumed at 1.04pm.

5. 2011 LOCAL GOVERNMENT NEW ZEALAND CONFERENCE VOTING DELEGATE

It was **resolved** on the motion of the Mayor, seconded by Councillor Broughton, that the Council appoint Councillor Button as the presiding delegate and Councillor Livingstone as the alternate voting delegate at the Annual General Meeting.

6. APPOINTMENT OF CONSULTANTS TO THE CENTRAL CITY PLAN PROJECT

Councillor Wells moved:

That the Council note both the process followed and the appointment of consultants listed in the schedule attached to the agenda.

The motion was seconded by Councillor Corbett.

Councillor Johanson moved by way of amendment:

That Council express its strong concern and dissatisfaction at:

- (a) *Council staff exceeding their delegated authority in approving a contract over \$500,000 without the consent of the elected Council.*
- (b) *Council staff committing money that is not specifically budgeted for in the 2010/11 annual plan without first bringing a report for formal approval by Council.*
- (c) *The lack of an open and competitive tender process to determine who would receive the central city contracts.*

The amendment was seconded by Councillor Carter and on being put to the meeting was declared **lost** on division No. 12 by 5 votes to 7, the voting being as follows:

For (5): Councillors Carter, Chen, Gough, Johanson and Livingstone.

Against (7): Councillors Broughton, Buck, Button, Corbett, Reid, Wells and the Mayor.

Councillor Broughton moved by way of amendment:

Due to the National State of Emergency declared from 23 February 2011 to 30 April 2011, reaffirm both the process followed and the appointment of consultants listed in the attached schedule.

The amendment was seconded by Councillor Wells and on being put to the meeting was declared **carried** on division No 13, by 7 votes to 5, the voting being as follows:

For (7): Councillors Broughton, Buck, Button, Corbett, Reid, Wells and the Mayor.

Against (5): Councillors Carter, Chen, Gough, Johanson and Livingstone.

The substantive motion was then put to the meeting and declared **carried** on division No. 14 by 7 votes to 5, the voting being as follows:

For (7): Councillors Broughton, Buck, Button, Corbett, Reid, Wells and the Mayor.

Against (5): Councillors Carter, Chen, Gough, Johanson and Livingstone.

Councillor Reid retired at 2.32 pm.

**7. REPORT BY THE CHAIRMAN OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING OF 21 JUNE 2011**

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

- (a) Amend the Strengthening Communities Programme 2010/11 year operational procedures adopted in October 2007 in light of the Christchurch earthquakes, as these relate to the operation of Strengthening Communities local funds administration.
- (b) That Strengthening Communities Fund monies remaining, unallocated or returned from May 2011 be transferred to the Community Board's Discretionary Response Fund for allocation in the same or the next financial year.
- (c) That any monies remaining unallocated in the Discretionary Response Fund at 30 June 2011 be transferred to the Discretionary Response Fund 2011/2012 commencing 1 July 2011.

9. NOTICES OF MOTION

Nil.

10. SUPPLEMENTARY RESOLUTION

It was **resolved** on the motion of the Mayor, seconded by Councillor Button that the report on Progress of Appeals be received and considered at this meeting.

11. RESOLUTION TO EXCLUDE THE PUBLIC

It was **resolved** on the motion of the Mayor, seconded by Councillor Button, that the resolution to exclude the public set out in the supplementary paper be adopted.

12. CONCLUSION

The meeting concluded at 3.01pm.

29-30. 6. 2011

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CONFIRMED THIS 28TH DAY OF JULY 2011

MAYOR